



Journal of the Senate

Number 9

Wednesday, April 5, 1995

CALL TO ORDER

The Senate was called to order by the President at 9:30 a.m. A quorum present—40:

Mr. President	Diaz-Balart	Horne	Myers
Bankhead	Dudley	Jenne	Ostalkiewicz
Beard	Dyer	Jennings	Rossin
Bronson	Forman	Johnson	Silver
Brown-Waite	Grant	Jones	Sullivan
Burt	Gutman	Kirkpatrick	Thomas
Casas	Harden	Kurth	Turner
Childers	Hargrett	Latvala	Weinstein
Crist	Harris	McKay	Wexler
Dantzler	Holzendorf	Meadows	Williams

PRAYER

The following prayer was offered by the Rev. Doug Harrell, Pastor, Central Baptist Church, Daytona Beach:

Eternal and present God, we acknowledge your sovereignty and ask for your mercy. We pray for leadership and character. May we be teachable, credible and accountable. Fire our hearts with a righteous discontent that we may keep our shoulders to the wheel, however slowly it may turn.

Remind us that small deeds done are better than great deeds only planned. Knowing that we cannot do everything, help us to do something. That we may today do those things that help meet the needs of people—especially those who cannot help themselves.

May we do this not for the sake of our records, but for the sake of your divine record that has eternal implications far beyond the next editorial or the next election.

Bless these who serve and protect their families through all the adjustments and sacrifices of public service. Bless them and keep them today. Make your face to shine upon them and be gracious unto them. Lift up your countenance upon them and give them peace.

In your strong name, we pray. Amen.

PLEDGE

Senate Pages, Susan Adams of Fellsmere and Christy Deruise of Delray Beach, led the Senate in the pledge of allegiance to the flag of the United States of America.

CONSIDERATION OF RESOLUTIONS

On motion by Senator Bankhead, by two-thirds vote **SR 2692** was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Bankhead—

SR 2692—A resolution honoring the Florida JCI Senate on its 25th anniversary.

WHEREAS, the JCI Senatorship is the highest honor that an individual member of the Junior Chamber of Commerce (Jaycees) can receive and is bestowed for outstanding service to the Junior Chamber movement, and

WHEREAS, the Florida JCI Senate was established 25 years ago to provide an organization for individuals who have received this honor, and

WHEREAS, for 25 years the Florida JCI Senate has supported the activities, goals, and objectives of the Florida Junior Chamber of Commerce, and

WHEREAS, for 25 years the Florida JCI Senate has provided fellowship and support for individual members, and

WHEREAS, the Florida JCI Senate provides an annual scholarship for a deserving college student, and

WHEREAS, the Florida JCI Senate has over 1,000 men and women as members who represent the breadth of corporate and community leadership in the State of Florida, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the Florida JCI Senate is recognized and commended for 25 years of service to the people of Florida.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to the Florida JCI Senate as a tangible token of the sentiments of the Florida Senate.

—was taken up out of order and read the second time in full. On motion by Senator Bankhead, **SR 2692** was adopted.

SPECIAL GUEST

Senator Bankhead introduced Ken Clements, JCI President-Elect, who was seated in the gallery.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Diaz-Balart, by two-thirds vote **SB 790** and **SB 62** were removed from the Special Order Calendar and referred to the Committee on Ways and Means.

On motion by Senator Jennings, by two-thirds vote **SB 2800** and **SB 2802** were withdrawn from the Committee on Ways and Means; **CS for SB 1582** was withdrawn from the Committee on Judiciary; **SB 2100** was withdrawn from the Committee on Community Affairs; and **SB 2204** was withdrawn from the Committee on Agriculture.

On motion by Senator Jennings, by two-thirds vote **SB 1420** was withdrawn from the Committees on Ways and Means; and Governmental Reform and Oversight; and referred to the Committees on Governmental Reform and Oversight; and Ways and Means; **SB 2796** was withdrawn from the Committees on Criminal Justice and Judiciary; and referred to the Committees on Judiciary and Criminal Justice; and **CS for SJR 436** was withdrawn from the Committee on Rules and Calendar; and referred to the Committees on Judiciary; and Rules and Calendar.

On motion by Senator Jennings, by two-thirds vote **HB 811** was withdrawn from the Committee on Natural Resources; **HB 967** and **HB 1039** were withdrawn from the Committee on Ways and Means; and **HB 1051**, **HB 1053** and **HB 1055** were withdrawn from the Committees on Natural Resources; and Ways and Means.

On motion by Senator Brown-Waite, by two-thirds vote **SB 2710** was withdrawn from the committees of reference and further consideration.

On motion by Senator Grant, by two-thirds vote **SB 2286** and **SB 2702** were withdrawn from the committees of reference and further consideration.

MOTIONS RELATING TO COMMITTEE MEETINGS

On motion by Senator Dudley, the rules were waived and the Committee on Judiciary was granted permission to add **SB 1552** to the agenda at the meeting this day.

SPECIAL ORDER

On motion by Senator Sullivan, by two thirds vote—

CS for SB 2396—A bill to be entitled An act relating to education; creating the "Charter School Program Act"; providing legislative findings; providing for district school boards to authorize the creation of charter schools; providing for a charter school to be operated by a board of trustees; providing requirements for an application to operate a charter school; providing that a school board's decision to grant, deny, or terminate a charter is not subject to review under ch. 120, F.S.; prescribing powers and duties of a charter school and a board of trustees; providing requirements for a charter school in limiting admissions and giving preference for enrollment; authorizing the Commissioner of Education to exempt a charter school from certain rules; providing for funding charter schools; prescribing rights and duties of employees of charter schools; providing requirements for resolving complaints; providing circumstances under which a school board may refuse to renew a charter or revoke a charter; requiring the Department of Education to provide information; providing for a state university to grant charter status to a developmental research school; authorizing the State Board of Education to adopt rules; requiring the Commissioner of Education to evaluate the charter schools; providing for start-up grants for charter schools; authorizing the creation of charter technical institutes; prescribing powers and duties of the Commissioner of Education, the Department of Education, the district school boards, and the Jobs and Education Partnership with respect to charter technical institutes; prescribing powers and duties of charter technical institutes and their boards of trustees; providing for funding charter technical institutes; prescribing rights and duties of employees of charter technical institutes and of district school board employees working at charter technical institutes; providing for resolution of complaints; providing for revocation of a charter; providing for rules; amending s. 236.081, F.S.; providing for calculating school district funding resulting from a drop in enrollment based on student transfers to a charter technical institute; providing an effective date.

—was read the second time by title.

Senators McKay and Harden offered the following amendments which were moved by Senator McKay and adopted:

Amendment 1 (with Title Amendment)—On page 8, strike all of lines 19-27 and insert: accordance with its charter and shall be exempt from all provisions of chapters 231, 233, 234, 235, 238, and 239, Florida Statutes, except those pertaining to civil rights and student health, safety, and welfare, or otherwise required by this act.

And the title is amended as follows:

In title, on page 1, strike all of lines 16-18 and insert: preference for enrollment; exempting charter schools from certain statutes; providing for

Amendment 2—On page 9, strike all of lines 5-11 and insert: purposes of funding. A charter school shall receive at least 95 percent of the revenue that the charter school's student would be eligible for if enrolled in a regular public school in the district in which the charter school is located. The school district may retain no more than 5 percent of the total revenue generated by the charter school students for indirect costs relating to the charter school. Each charter must designate the per-pupil funding to be paid by the school district to the charter school. The funds

Senator McKay moved the following amendment which was adopted:

Amendment 3—On page 3, line 14, after the period (.) insert: It is the intent of the Legislature that charter schools not be created to supplant existing private schools serving students in grades K through 12.

Senators McKay and Harden offered the following amendment which was moved by Senator McKay and adopted:

Amendment 4—On page 7, strike all of lines 24-28 and insert: enrolled in the charter school.

Senator Sullivan moved the following amendment:

Amendment 5—On page 9, strike all of lines 19-31 and insert:

Section 14. The board of trustees of a charter school shall make transportation available to its students as required by chapter 234, Florida Statutes. The board of trustees may provide the transportation through

an agreement or contract with the district school board, a private provider, or with parents. The school district in which the charter school is located may provide transportation for charter school students who reside in the district and may transport charter school students who live in another district in accordance with an interdistrict agreement.

Senator Holendorf moved the following amendment to **Amendment 5** which was adopted:

Amendment 5A—On page 1, strike all of lines 13 and 14 and insert: shall make transportation available to each of its students as presently required by chapter 234, Florida Statutes. The board of

Amendment 5 as amended was adopted.

Senator Sullivan moved the following amendments which were adopted:

Amendment 6—On page 10, strike all of lines 8-13 and insert: the teacher or administrator may return to employment with the district school board or may request that the leave of absence be extended for an additional two years. Approval for the extension may not be unreasonably withheld. At the end of the fourth year, the teacher or administrator may either return to or resign from employment with the district school board.

Amendment 7—On page 12, strike all of lines 12 and 13 and insert: may refuse to renew a charter or may revoke a charter if, in the opinion of the school board, the charter school has not fulfilled any condition imposed by the district

Amendment 8—In title, on page 1, lines 30 and 31, strike "providing for start-up grants for charter schools,"

Senator Holendorf moved the following amendment which failed:

Amendment 9 (with Title Amendment)—On page 2, strike everything after the enacting clause and insert:

Section 1. The Department of Education shall study all aspects of charter schools and report to the Legislature by October 1, 1995 with recommendations for implementing a charter school program. The following issues must be examined and evaluated: 1) Equitable offering of educational programs in all geographic areas of the state to students of all socioeconomic conditions; 2) Maximum flexibility in organization, staffing, and operation of a charter school; 3) Laws and organizational structure that must be in effect to ensure the quality of the educational program and appropriate assessment of student achievement; and 4) The cost of a charter school, including start-up cost, teacher and staff training, transportation, and facilities.

Section 2. This act shall take effect upon becoming a law.

And the title is amended as follows:

In title, on page 1, line 2, through page 2, line 19, strike all of said lines and insert: An act relating to education; requiring the Department of Education to study all aspects of charter schools and report to the Legislature by October 1, 1995 with recommendations for implementing a charter school program;

Senator Turner moved the following amendments which failed:

Amendment 10—On page 11, strike all of lines 4-8 and insert:

(2) The board of trustees of a charter school must employ or contract with employees who have been fingerprinted as required in section 231.02, Florida Statutes. Teachers employed by a charter school shall be certified as required by chapter 231, Florida Statutes. Charter schools may employ or contract with noncertified personnel to provide instructional services or to assist instructional staff members as teacher aides in the same manner as district school boards. Charter school employees have the option to bargain

Amendment 11—On page 3, line 25, after the period (.) insert: The employees of the charter school shall be considered public employees.

Senator Johnson moved the following amendment which failed:

Amendment 12—On page 3, strike all of lines 15 and 16 and insert:

Section 3. In a local school district with 50,000 or more students, the local school board may authorize the creation of up to six charter schools in that district. In school districts with fewer than 50,000 students, the local school board may authorize the creation of two charter schools in that

Senators Wexler and Silver offered the following amendment which was moved by Senator Wexler and failed:

Amendment 13—On page 10, strike all of lines 14-23 and insert:

Section 17. The district school board shall make employer contributions for the retirement plan of each teacher or an approved leave of absence pursuant to section 16. The employer contributions during the leave of absence shall be based on the wages the employee earned in the month immediately preceding the commencement of the approved leave of absence. The district school board shall deduct the amount paid for such contributions from the funds allocated to the charter school that employs the teacher for whom the contribution was made. A teacher on an approved leave of absence under section 16 may continue to be enrolled in the district's health benefits plan unless they elect another means of coverage provided by the district or the charter school. The charter school shall make any required employer contributions to the district's health plan during the teacher's leave of absence.

The vote was:

Yeas—16 Nays—24

MOTION

On motion by Senator Jennings, the rules were waived and time of recess was extended until final action on **CS for SB 2396**.

Senator Holzendorf moved the following amendments which failed:

Amendment 14—On page 3, lines 1 and 2, strike "offer the potential to improve pupil learning;"

Amendment 15—On page 12, lines 10 and 11, strike "; thereafter, the district school board may renew a charter for up to 5 years." and insert: The Legislature shall review the success of charter schools during the 1998 Legislative Session. At that time action to repeal or reenact this law is required.

Amendment 16—On page 13, line 6, after the period (.) insert: If a school district revokes a charter, the school district shall assume all educational responsibilities for the former students of the failed charter school including, but not limited to, remediation and enhancement programs.

Amendment 17—On page 13, line 19, after the period (.) insert: This report shall contain at least the following information:

- (1) Charter schools progress towards achieving the goals outlined in their charters,
- (2) Comparative data of student progress in the charter schools and existing public schools,
- (3) Levels of parental involvement,
- (4) Financial records of the charter school, including revenues and expenditures,
- (5) Salary and benefit levels of charter school employees,
- (6) Student demographics including, but not limited to, ratio of free to reduced lunch participants, ethnicity.

Senators Jones, Hargrett and Kirkpatrick offered the following amendment which was moved by Senator Jones and adopted:

Amendment 18—On page 3, line 10, after the period (.) insert: For these reasons, charter schools may offer an organizational structure that could be of special benefit to at-risk students. The legislature declares it to be in the public interest to encourage school boards to create charter schools which serve a population of at least 60 percent participation in the free and reduced price lunch program.

Senator Kirkpatrick moved the following amendment:

Amendment 19—On page 9, strike all of lines 6-11 and insert: 80 percent of the revenue that the charter school's students would be eligible for if enrolled in a regular public school in the district in which the charter school is located; and shall receive at least 95 percent of such funds if the charter school enrollment includes 60 percent or more of its students who are eligible for free or reduced price lunch. The funds

Senators Dudley and Sullivan offered the following amendment to **Amendment 19** which was moved by Senator Sullivan and adopted:

Amendment 19A—On page 1, strike line 3 and insert: at least 80 percent of the funds that the

Amendment 19 as amended was adopted.

SENATOR CHILDERS PRESIDING

Senators Jones, Hargrett, Kirkpatrick and Thomas offered the following amendment which was moved by Senator Jones:

Amendment 20—On page 5, line 31, after the period (.) insert: At least a two-thirds vote of the school board shall be necessary to deny an application to establish a charter school in which 60 percent or more of the school's students are eligible to participate in the free and reduced price lunch program.

Senator Dudley moved the following amendment to **Amendment 20** which failed:

Amendment 20A—On page 1, strike all of lines 3-6 and insert: To establish a charter school.

The vote was:

Yeas—17 Nays—21

The question recurred on **Amendment 20** which was adopted.

On motions by Senator Sullivan, by two-thirds vote **CS for SB 2396** as amended was read the third time by title, passed, ordered engrossed and then immediately certified to the House. The vote on passage was:

Yeas—33 Nays—7

MOTION

On motion by Senator Jennings, the rules were waived by unanimous consent and the Senate reverted to introduction for the purpose of introducing the following bill out of order, notwithstanding the fact that the final day had passed for introduction of bills:

INTRODUCTION OF BILL

By Senator Grant—

SB 3018—A bill to be entitled An act relating to insurance; amending s. 215.555, F.S.; prescribing legislative intent with respect to the Florida Hurricane Catastrophe Fund; providing an effective date.

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Wednesday, April 5, 1995: **CS for SB 2396**, **CS for SB 2248**, **CS for SB 1070**, **CS for SB 1328**, **SB 916**, **SB 1004**, **CS for SB 288**, **CS for SB 72**, **SB 576**, **CS for SB 182**, **SB 548**, **SB 1758**, **SB 530**, **SB 578**, **SB 750**, **CS for SB 34**, **CS for SB 552**, **CS for SB 106**, **SB 624**, **SB 654**, **SB 62**, **SB 790**, **SB 572**, **SB 554**

Respectfully submitted,
Toni Jennings, Chairman

The Committee on Banking and Insurance recommends the following pass: **SB 2204** with 5 amendments

The bill was referred to the Committee on Agriculture under the original reference.

The Committee on Governmental Reform and Oversight recommends the following pass: **SB 1542**

The bill was referred to the Committee on Banking and Insurance under the original reference.

The Committee on Agriculture recommends the following pass: SB 2596

The Committee on Banking and Insurance recommends the following pass: SB 1416

The Committee on Community Affairs recommends the following pass: SB 2072

The Committee on Governmental Reform and Oversight recommends the following pass: SB 2250

The Committee on Health Care recommends the following pass: SB 1076

The Committee on Transportation recommends the following pass: SB 2546 with 1 amendment

The bills contained in the foregoing reports were referred to the Committee on Commerce and Economic Opportunities under the original reference.

The Committee on Agriculture recommends the following pass: SB 2604 with 2 amendments

The bill was referred to the Committee on Community Affairs under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 2282 with 6 amendments

The bill was referred to the Committee on Criminal Justice under the original reference.

The Committee on Health Care recommends the following pass: SB 732 with 12 amendments

The bill was referred to the Committee on Governmental Reform and Oversight under the original reference.

The Committee on Criminal Justice recommends the following pass: SB 682

The bill was referred to the Committee on Health and Rehabilitative Services under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 454, SB 2210

The Committee on Governmental Reform and Oversight recommends the following pass: SB 1466 with 2 amendments

The bills contained in the foregoing reports were referred to the Committee on Health Care under the original reference.

The Committee on Criminal Justice recommends the following pass: SB 2272 with 1 amendment

The Committee on Health Care recommends the following pass: SB 1982

The Committee on Natural Resources recommends the following pass: SB 2070

The Special Master on Claims recommends the following pass: SB 1744

The Committee on Transportation recommends the following pass: SB 2162 with 1 amendment

The bills contained in the foregoing reports were referred to the Committee on Judiciary under the original reference.

The Committee on Governmental Reform and Oversight recommends the following pass: SB 1804

The bill was referred to the Committee on Natural Resources under the original reference.

The Committee on Natural Resources recommends the following pass: SB 1738

The bill was referred to the Committee on Rules and Calendar under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 1616, SB 1704 with 2 amendments, SB 1762, SB 2168 with 1 amendment, SB 2340 with 2 amendments, SB 2358 with 1 amendment, SB 2564 with 1 amendment

The Committee on Community Affairs recommends the following pass: SB 1696 with 2 amendments, SB 1772

The Committee on Criminal Justice recommends the following pass: SJR 762, SB 1550 with 1 amendment, SB 1858 with 1 amendment, SB 2068 with 1 amendment

The Committee on Executive Business, Ethics and Elections recommends the following pass: SB 2458 with 1 amendment

The Committee on Governmental Reform and Oversight recommends the following pass: SB 888 with 1 amendment, SB 1350 with 2 amendments, SB 1366, SB 1570, SB 1800, SB 1870, SB 2294 with 1 amendment, SB 2296 with 4 amendments

The Committee on Health Care recommends the following pass: SB 1656 with 2 amendments, SB 1828 with 1 amendment, SB 2454 with 1 amendment

The Committee on Judiciary recommends the following pass: SB 994 with 1 amendment

The Committee on Natural Resources recommends the following pass: SB 1622 with 1 amendment, SB 1666 with 1 amendment

The Committee on Transportation recommends the following pass: SB 632 with 1 amendment

The bills contained in the foregoing reports were referred to the Committee on Ways and Means under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 906 with 1 amendment, SB 1664 with 1 amendment, SB 2246 with 1 amendment, SB 2368 with 1 amendment, SB 2574

The Committee on Community Affairs recommends the following pass: SB 896

The Committee on Governmental Reform and Oversight recommends the following pass: CS for SB 1308, SB 1724, SB 1802 with 1 amendment, SB 2352, SB 2386 with 1 amendment

The Committee on Judiciary recommends the following pass: SB 496

The Committee on Natural Resources recommends the following pass: SB 810

The Committee on Ways and Means recommends the following pass: SB 800

The bills contained in the foregoing reports were placed on the calendar.

The Committee on Health and Rehabilitative Services recommends a committee substitute for the following: SB 954

The bill with committee substitute attached was referred to the Committee on Banking and Insurance under the original reference.

The Committee on Governmental Reform and Oversight recommends a committee substitute for the following: SB 778

The bill with committee substitute attached was referred to the Committee on Commerce and Economic Opportunities under the original reference.

The Committee on Natural Resources recommends a committee substitute for the following: SB 1866

The bill with committee substitute attached was referred to the Committee on Community Affairs under the original reference.

The Committee on Judiciary recommends a committee substitute for the following: SB 228

The bill with committee substitute attached was referred to the Committee on Criminal Justice under the original reference.

The Committee on Community Affairs recommends a committee substitute for the following: SB 1814

The Committee on Judiciary recommends a committee substitute for the following: SB 1372

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Governmental Reform and Oversight under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: Senate Bills 2030 and 2144

The Committee on Criminal Justice recommends a committee substitute for the following: Senate Bills 716 and 1686

The Committee on Governmental Reform and Oversight recommends committee substitutes for the following: SB 714, SB 740

The Committee on Transportation recommends a committee substitute for the following: SB 2232

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Judiciary under the original reference.

The Committee on Governmental Reform and Oversight recommends a committee substitute for the following: SB 814

The bill with committee substitute attached was referred to the Committee on Natural Resources under the original reference.

The Committee on Governmental Reform and Oversight recommends a committee substitute for the following: SB 282

The Committee on Natural Resources recommends a committee substitute for the following: SB 1028

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Rules and Calendar under the original reference.

The Committee on Criminal Justice recommends a committee substitute for the following: SB 310

The Committee on Governmental Reform and Oversight recommends committee substitutes for the following: SB 2090, SB 2214, SB 2448

The Committee on Judiciary recommends a committee substitute for the following: SB 764

The Committee on Transportation recommends a committee substitute for the following: SB 1680

The bills with committee substitutes attached contained in the foregoing reports were referred to the Committee on Ways and Means under the original reference.

The Committee on Community Affairs recommends a committee substitute for the following: SB 1604

The Committee on Education recommends a committee substitute for the following: SB 2396

The Committee on Judiciary recommends committee substitutes for the following: SB 978, SB 1046

The bills with committee substitutes attached contained in the foregoing reports were placed on the calendar.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By Senator McKay—

SB 2700—A bill to be entitled An act relating to enterprise zones; amending s. 212.096, F.S.; changing a threshold date for purposes of first employment; revising criteria for calculation of a sales tax credit for certain businesses; deleting certain information required with respect to an employee's residence; requiring applications for certain employees to be submitted within a time certain; increasing a threshold amount of actual monthly wages for certain purposes; amending s. 220.03, F.S.; deleting a requirement that a person reside in an enterprise zone for purposes of a definition; changing a threshold date for purposes of first employment; amending s. 220.181, F.S.; changing a threshold date for purposes of allowing an enterprise zone jobs credit; increasing a threshold amount of actual monthly wages for certain purposes; revising criteria for calculation of a corporate income tax credit for certain businesses; deleting certain information required with respect to an employee's residence; changing a threshold date for purposes of first employment; amending ss. 220.183 and 624.5105, F.S.; increasing a limit on the amount of community contribution tax credit available for grants; amending s. 290.0065, F.S.; providing for redesignating a certain enterprise zone; exempting certain empowerment zones or urban enterprise communities in a certain county from being designated as separate state enterprise zones; creating s. 290.075, F.S.; authorizing the Department of Community Affairs to establish an enterprise zone matching grants program for certain purposes; providing limitations; providing duties of the department; providing criteria; requiring the department to adopt rules for certain purposes; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; Community Affairs; and Ways and Means.

By Senator Grant—

SB 2702—A bill to be entitled An act relating to the disposition of criminal cases; abolishing the criminal defense of insanity; prohibiting a court from adjudicating a defendant not guilty by reason of insanity; providing for a finding of guilty but mentally ill; providing an effective date.

—was referred to the Committees on Criminal Justice; Health and Rehabilitative Services; and Ways and Means.

By Senator Grant—

SJR 2704—A joint resolution proposing an amendment to Section 6 of Article VII and the creation of Section 22 of Article XII of the State Constitution relating to homestead exemption.

—was referred to the Committees on Ways and Means; and Rules and Calendar.

By Senator Harden—

SB 2706—A bill to be entitled An act relating to the regulation of professions and occupations; amending s. 20.165, F.S.; conforming the change in name of a board; amending s. 28.222, F.S.; relating to the recording of instruments; removing the requirement that instruments relating to land surveying include a sketch; amending ss. 190.033 and 191.23, F.S.; relating to community development and multijurisdictional tourism, sports, and entertainment districts; including reference to professional geology services in provisions relating to bids and contracts, to conform; amending s. 287.055, F.S.; including professional geologists in the "Consultants' Competitive Negotiation Act"; amending s. 455.203, F.S.; providing that a licensee acknowledges compliance with all requirements for renewal upon submitting the appropriate renewal fees to the Department of Business and Professional Regulation or the Agency for Health Care Administration, as applicable; amending ss. 455.217 and 455.2173, F.S.; prohibiting weapons at examination sites; amending s. 455.219, F.S.; authorizing regulatory boards, or the department if there is no board, to charge a fee for authorized inspections; amending s. 468.549, F.S.; providing for continuing education requirements for water and wastewater operators; amending s. 468.627, F.S.; eliminating an exemption from examination fees applicable to building code administrators and inspectors for employees of local government agencies having building code inspection, regulation, and enforcement responsibilities; amending s. 469.001, F.S.; revising definitions applicable to asbestos abatement; amending s. 469.002, F.S.; revising an exemption relating to asbestos-related activities by governmental employees; amending s. 469.004, F.S.; revising provisions relating to requirements for work involving building structures or systems; amending s. 469.006, F.S.; eliminating reference to consultant or contractor seals, to conform; amending s. 469.012, F.S.; requiring onsite roofing supervisors to complete a department-approved asbestos roofing course prior to engaging in the removal of asbestos-containing roofing material; amending s. 469.014, F.S.; revising provisions relating to approval of asbestos training courses and providers; repealing s. 469.015, F.S., relating to seals; repealing s. 54, ch. 94-119, Laws of Florida, relating to scheduled repeal of a provision authorizing exemption from licensure as an asbestos consultant or contractor for the moving, removal, or disposal of asbestos-containing resilient floor covering or its adhesive; amending s. 470.009, F.S.; reorganizing provisions relating to licensure as a funeral director by examination, to clarify applicability of the internship requirement; amending s. 470.024, F.S.; requiring the relicensure of funeral establishments whose ownership has changed; amending s. 470.0301, F.S.; providing requirements for registration of centralized embalming facilities; providing for application, late, and inspection fees; amending s. 473.306, F.S.; providing for appointment of an Educational Advisory Committee for purposes of maintaining proper educational qualifications for licensure of certified public accountants; amending s. 473.312, F.S.; providing for appointment of a Continuing Professional Education Advisory Committee for purposes of maintaining proper continuing education requirements for renewal of licensure of certified public accountants; amending s. 474.203, F.S.; clarifying an exemption from veterinary practice regulations relating to certain persons assisting a licensed veterinarian; providing an exemption from veterinary practice regulations for out-of-state licensees whose presence is requested by an in-state licensee; prohibiting such a licensee from applying for a premises permit; amending s. 474.214, F.S.; increasing the administrative fine the Board of Veterinary Medicine may impose as a disciplinary measure; reenacting ss. 474.207(2), 474.215(7)(b), and 474.217(2), F.S., relating to licensure qualifications, permits for limited service veterinary medical practices, and licensure by endorsement, to incorporate the amendment to s. 474.214, F.S., in references thereto; amending s. 475.15, F.S.; eliminating a provision that requires the automatic cancellation of the registration of a real estate broker partnership upon the lapse in licensure or registration of any of its partners; amending s. 475.451, F.S.; revising provisions relating to the permitting of instructors for proprietary real estate schools or state institutions; providing permit renewal requirements; amending s. 475.452, F.S.; providing restrictions applicable to advance fees for brokers auctioning real property; creating s. 475.6145, F.S.; providing for a seal for the Florida Real Estate Appraisal Board to authenticate its proceedings, records, and acts; amending ss. 480.033 and 480.035, F.S.; renaming the Board of Massage as the Board of Massage Therapy; amending s. 480.044, F.S.; providing for a nonrefundable fee for all applications; amending s. 489.105, F.S.; revising the definition of "underground utility and excavation contractor"; amending s. 489.113, F.S.; authorizing persons who are not certified or registered to perform construction work under the supervision of a person who is certified or

registered for the work performed; providing that expansion of the scope of practice of any type of contractor does not limit the scope of practice of any existing type of contractor unless the Legislature expressly provides such limitation; repealing s. 489.1135, F.S., relating to the designation and certification of underground utility and excavation contractors for businesses that were qualified by the Department of Transportation by a specified date; amending s. 489.127, F.S.; revising and adding penalties applicable to violations of construction contracting provisions, including public service, restitution, and the surcharge when the victim is handicapped or elderly; amending s. 489.140, F.S.; eliminating a provision that requires the transfer of surplus moneys from fines into the Construction Industries Recovery Fund; amending s. 489.141, F.S.; clarifying provisions relating to conditions for recovery from the fund; eliminating a notice requirement; revising a limitation on the making of a claim; amending s. 489.142, F.S.; revising a provision relating to powers of the Construction Industry Licensing Board with respect to actions for recovery from the fund, to conform; amending s. 489.143, F.S.; revising provisions relating to payment from the fund; amending s. 489.531, F.S.; revising and adding penalties applicable to violations of electrical and alarm system contracting provisions, including public service, restitution, and the surcharge when the victim is handicapped or elderly; reenacting s. 489.533(1)(a) and (2), F.S., relating to disciplinary proceedings, to incorporate the amendment to s. 489.531, F.S., in a reference thereto; amending ss. 489.539 and 553.19, F.S.; providing for adoption of current electrical standards by rule; amending s. 713.03, F.S.; including professional geologists within provisions regulating liens for professional services; amending s. 790.06, F.S.; prohibiting the carrying of a concealed weapon into any professional or occupational licensing examination site or any meeting of a governmental regulatory body; providing effective dates.

—was referred to the Committees on Governmental Reform and Oversight; and Ways and Means.

By Senator Casas—

SB 2708—A bill to be entitled An act relating to corrections; creating s. 944.2571, F.S.; providing that a person convicted of murder or manslaughter is ineligible for gain-time or early release; creating s. 945.092, F.S.; providing that a prisoner who has ever been convicted of the crime of escape is ineligible for work-release or minimum security confinement; providing an effective date.

—was referred to the Committees on Criminal Justice; and Ways and Means.

By Senator Brown-Waite—

SB 2710—A bill to be entitled An act relating to nonprofit cooperative associations; repealing chapter 619, F.S., consisting of ss. 619.01-619.09, F.S., relating to nonprofit cooperative associations; amending ss. 580.031, 601.61, 617.0401, and 618.28, F.S.; correcting cross references; providing an effective date.

—was referred to the Committees on Agriculture; and Commerce and Economic Opportunities.

By Senator Harden—

SB 2712—A bill to be entitled An act relating to hospitals; amending s. 395.003, F.S.; requiring that a hospital continuously make available a number of beds equal to its average inpatient utilization rate for the preceding 24 months; requiring the owner of a hospital to give notice and authorizing the agency to hold a public hearing before reducing the level of a hospital's inpatient services; providing an effective date.

—was referred to the Committees on Health Care; and Ways and Means.

By Senator McKay—

SB 2714—A bill to be entitled An act relating to the Department of Commerce; expressing legislative intent that the agency promote efficiency and develop priorities; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; and Ways and Means.

By Senator McKay—

SB 2716—A bill to be entitled An act relating to the Department of Business and Professional Regulation; expressing legislative intent that the agency promote efficiency and develop priorities; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; and Ways and Means.

By Senator Latvala—

SB 2718—A bill to be entitled An act relating to environmental permitting; amending s. 403.087, F.S.; increasing the term for which certain permits may be issued by the Department of Environmental Protection; requiring the department to adopt rules containing criteria for issuing permits for certain terms; prohibiting the department from repealing such rules; providing an effective date.

—was referred to the Committees on Natural Resources; and Ways and Means.

By Senator Dyer—

SB 2720—A bill to be entitled An act relating to tax on sales, use, and other transactions; amending s. 212.0515, F.S.; removing a requirement that operators of vending machines submit quarterly reports to the Department of Revenue relating to gross receipts from such machines and tax thereon; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; and Ways and Means.

By Senator Casas—

SB 2722—A bill to be entitled An act relating to education; providing for a pilot scholarship program in Dade County; providing for eligibility and amount of scholarships; providing program requirements; requiring annual reports and evaluations; providing an effective date.

—was referred to the Committees on Education; and Ways and Means.

By Senator Bronson—

SB 2724—A bill to be entitled An act relating to disclosure of energy efficiency ratings; amending s. 553.996, F.S.; requiring disclosure of energy efficiency ratings only with respect to new buildings; providing an effective date.

—was referred to the Committee on Community Affairs.

By Senator Horne—

SB 2726—A bill to be entitled An act relating to public assistance benefit recovery; providing for privatization of public assistance benefit recovery activities of the Department of Health and Rehabilitative Services; authorizing the department to enter into contracts for services; providing for funding; providing responsibility of the Economic Services Program Office of the department; providing for certain consideration of employees displaced by the act; establishing a task force to provide reemployment assistance; providing an effective date.

—was referred to the Committees on Health and Rehabilitative Services; and Ways and Means.

By Senator Silver—

SB 2728—A bill to be entitled An act relating to criminal justice; amending s. 16.56, F.S.; authorizing the Office of Statewide Prosecution in the Department of Legal Affairs to investigate and prosecute specified offenses defined as racketeering activity; amending s. 905.34, F.S.; pro-

viding jurisdiction of the statewide grand jury over such offenses; providing an effective date.

—was referred to the Committees on Criminal Justice; and Ways and Means.

By Senator McKay—

SB 2730—A bill to be entitled An act relating to education; repealing s. 229.602(7), F.S., relating to the Florida compact pilot program; providing an effective date.

—was referred to the Committee on Education.

By Senator Jenne—

SB 2732—A bill to be entitled An act relating to Medicaid provider fraud; amending s. 16.59, F.S.; renaming the Medicaid fraud control office as the Medicaid Fraud Control Unit and clarifying its investigative jurisdiction; creating s. 409.9205, F.S.; making certain investigators employed by the Medicaid Fraud Control Unit law enforcement officers of the state; amending ss. 320.025, 409.910, and 409.913, F.S., to conform; providing an effective date.

—was referred to the Committees on Judiciary; and Ways and Means.

By Senator McKay—

SB 2734—A bill to be entitled An act relating to the Department of Management Services; expressing legislative intent that the agency promote efficiency and develop priorities; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; and Ways and Means.

By Senator McKay—

SB 2736—A bill to be entitled An act relating to the Department of Labor and Employment Security; expressing legislative intent that the agency promote efficiency and develop priorities; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; and Ways and Means.

By Senator Thomas—

SB 2738—A bill to be entitled An act relating to aquaculture; requiring the Department of Environmental Protection to prepare guidelines for expediting procedures for obtaining a lease for aquaculture purposes from the Board of Trustees of the Internal Improvement Trust Fund; requiring a report by the department to the board and the Legislature; creating s. 370.26, F.S.; providing responsibilities of the department for the development of aquaculture and production of aquaculture products; providing for issuance of grants; requiring the Department of Agriculture and Consumer Services to provide assistance with the Department of Environmental Protection to the Aquaculture Interagency Coordinating Council and the Aquaculture Review Council in developing an aquaculture plan for the state; requiring the Department of Agriculture and Consumer Services to establish a grant program to aid counties and municipalities most severely affected by the marine net ban; providing funding of grants from the Motor Boat Revolving Trust Fund; creating s. 370.27, F.S.; providing definitions; providing for licensing of persons who produce marine aquaculture products for sale; providing fees; providing that a saltwater products license is not necessary to possess, transport, or sell marine aquaculture products; providing for disposition of fees; providing for identifying marine aquaculture products; providing for the sale of marine aquaculture products; prohibiting certain acts; providing for revocation of license; providing penalties; providing terms of licenses; authorizing the Department of Environmental Regulation to adopt rules; amending s. 327.11, F.S.; providing time for depositing boat registration fees collected by the county tax collector with the department, amending s. 403.088, F.S.; prohibiting a presumption of water quality degradation

based on concentration of large numbers of marine aquatic organisms; providing appropriations; providing an effective date.

—was referred to the Committees on Natural Resources; Agriculture; and Ways and Means.

By Senator Kurth—

SR 2740—A resolution recognizing the week of May 6th-May 12th as National Nurses Week in Florida.

—was referred to the Committee on Rules and Calendar.

By Senator Thomas—

SB 2742—A bill to be entitled An act relating to the Apalachicola Bay oyster surcharge; providing that collection of the surcharge during the period July 3, 1990-November 13, 1994 shall not be enforced by the Department of Revenue; providing for credits or refunds for surcharge amounts paid by wholesale dealers during that period; providing an effective date.

—was referred to the Committees on Natural Resources; and Ways and Means.

By Senator Harden—

SB 2744—A bill to be entitled An act relating to education; repealing s. 231.613, F.S., relating to inservice training institutes; amending ss. 229.592 and 231.603, F.S., to conform; providing an effective date.

—was referred to the Committees on Education; and Ways and Means.

By Senator Jenne—

SB 2746—A bill to be entitled An act relating to the Florida Safety Belt Law; amending s. 316.614, F.S.; eliminating obsolete language; providing an exception to seatbelt usage; revising a fine; deleting language providing for enforcement of the act only as a secondary action; amending s. 318.18, F.S.; providing for a surcharge for violations; providing for the deposit of the surcharge into the Trauma Services Trust Fund; providing for the use of such funds; providing an effective date.

—was referred to the Committees on Transportation; Criminal Justice; and Ways and Means.

By Senator Harden—

SB 2748—A bill to be entitled An act relating to foreign unincorporated associations; repealing ch. 622, F.S., relating to foreign unincorporated associations; providing an effective date.

—was referred to the Committee on Commerce and Economic Opportunities.

By Senator Harden—

SB 2750—A bill to be entitled An act relating to district school boards; repealing s. 230.23(5)(g), F.S., relating to awards and incentives for the recognition of district employees, students, school volunteers, and advisory committee members; providing an effective date.

—was referred to the Committee on Education.

By Senator Harden—

SJR 2752—A joint resolution proposing an amendment to Section 1 of Article VII of the State Constitution, relating to taxation, appropriations, state expenses, and state revenue limitation, to revise the formula for determining permissible state revenues.

—was referred to the Committees on Ways and Means; and Rules and Calendar.

By Senator Dyer—

SB 2754—A bill to be entitled An act relating to state employees; amending s. 110.1127, F.S.; deleting the requirement that the Department of Management Services approve each employing agency's designation of positions for which applicants must undergo a security check; amending s. 110.1245, F.S.; amending restrictions upon the maximum amount of meritorious service awards; amending s. 110.131, F.S.; deleting a restriction on the maximum number of hours for which agency heads may approve extensions of other-personal-services employment; amending s. 110.151, F.S.; specifying circumstances in which a state agency that sponsors a child care center is responsible for the operation of the center; amending s. 110.171, F.S., relating to the state employee telecommuting program; specifying departmental powers and duties relating to the program; prescribing requirements that an agency must satisfy in order to adopt such a program; amending s. 110.207, F.S.; deleting the requirement that an agency notify the Department of Management Services before classifying or reclassifying positions; amending s. 110.209, F.S.; deleting workplace environment additive pay from provisions relating to agency pay plans; amending s. 110.21, F.S.; providing conditions on an agency's designating a position as a shared-employment position, or abolishing a shared-employment position, when there is an incumbent; amending s. 110.217, F.S.; prescribing eligibility requirements for appointments and promotion; amending s. 110.227, F.S.; prescribing notice requirements relating to suspensions, dismissals, reductions in pay, demotions, layoffs, and transfers; amending ss. 110.403, 110.605, F.S.; providing agency head discretion in publicizing outside the hiring agency a vacancy in the Senior Management Service or the Selected Exempt Service; amending ss. 110.407, 110.607, F.S.; decreasing the frequency of required performance audits of the Senior Management Service and the Selected Exempt Service by the Auditor General; amending s. 216.262, F.S.; prescribing procedures for approving the holding of more than one employment during an employee's normal working hours with the state; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; and Ways and Means.

By Senator Forman—

SB 2756—A bill to be entitled An act relating to wrecked cotton and lumber adrift; repealing chapter 706, F.S., which relates to the duties of persons with respect to cotton afloat in rivers, lost lumber, and related issues; providing an effective date.

—was referred to the Committee on Governmental Reform and Oversight.

By Senator Harden—

SB 2758—A bill to be entitled An act relating to driving under the influence; amending ss. 316.1932, 316.1933, F.S.; providing for the release of medical records relating to blood alcohol or the presence of chemical or controlled substances when they are subpoenaed in connection with a criminal investigation or proceeding involving driving under the influence; providing an effective date.

—was referred to the Committee on Criminal Justice.

By Senator Dyer—

SB 2760—A bill to be entitled An act relating to contractors; amending s. 489.127, F.S.; providing additional and enhanced penalties for unlicensed persons who commit certain violations with respect to construction contracting; amending s. 489.531, F.S.; providing enhanced penalties for persons who commit certain violations with respect to electrical and alarm system contracting, providing penalties for repeat violations and violations committed during a state of emergency; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; Criminal Justice; and Ways and Means.

By Senator McKay—

SB 2762—A bill to be entitled An act relating to the Department of State; expressing legislative intent that the agency promote efficiency and develop priorities; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; and Ways and Means.

By Senator Crist—

SB 2764—A bill to be entitled An act relating to municipal firefighters and police officers pension and retirement trust funds; amending ss. 175.032 and 185.02, F.S.; defining the term “retired firefighter” and “retired police officer”; amending ss. 175.061 and 185.05, F.S.; authorizing retired firefighters to vote in the election for members to the board of trustees to the firefighters’ pension trust fund; authorizing retired police officers to vote in the election for members to the board of trustees of the municipal police officers’ retirement trust fund; amending ss. 175.351 and 185.35, F.S.; conforming to the act; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; Community Affairs; and Ways and Means.

By Senator Ostalkiewicz—

SB 2766—A bill to be entitled An act relating to pollution control; amending s. 193.621, F.S.; subjecting domestic sewerage systems or treatment works to provisions requiring assessment of pollution control devices; providing an effective date.

—was referred to the Committee on Natural Resources.

By Senator McKay—

SB 2768—A bill to be entitled An act relating to the Department of the Lottery; expressing legislative intent that the agency promote efficiency and develop priorities, providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; and Ways and Means.

By Senator Harden—

SB 2770—A bill to be entitled An act relating to district school boards; repealing s. 230.234, F.S., relating to the authority of district school boards to provide legal services for officers and employees and to reimburse officers or employees for judgments in civil actions arising out of the performance of assigned duties and responsibilities; providing an effective date.

—was referred to the Committees on Education; and Ways and Means.

By Senator Harden—

SB 2772—A bill to be entitled An act relating to public schools; repealing s. 229.559, F.S., relating to the requirement that students in public schools provide the school with the student’s social security number, which shall be used as the student identification number; providing an effective date.

—was referred to the Committees on Higher Education and Education.

By Senator Harden—

SB 2774—A bill to be entitled An act relating to education; repealing s. 231.609, F.S., relating to funding for teacher education centers; providing an effective date.

—was referred to the Committees on Education; and Ways and Means.

By Senator Kirkpatrick—

SB 2776—A bill to be entitled An act relating to independent postsecondary institutions; amending s. 246.011, F.S.; clarifying purpose; amending s. 246.041, F.S., relating to powers and duties of the State Board of Independent Colleges and Universities; requiring an annual review of accreditation standards; permitting the establishment of the Center for the Study of Florida Government; providing for fee assessments for participation; permitting reviews on behalf of the State Postsecondary Review Entity; amending s. 246.085, F.S.; providing for exemption from licensure; amending s. 246.203, F.S.; clarifying definitions; revising the title of the State Board of Independent Postsecondary Vocational, Technical, Trade, and Business Schools; amending s. 246.205, F.S.; changing the composition of board membership; revising member qualifications, amending s. 246.207, F.S., relating to board powers and duties; providing additional reporting requirements; requiring the appointment of committees; expanding eligibility for participation in the Student Protection Fund; authorizing certain contracts; permitting reviews on behalf of the State Postsecondary Review Entity; amending s. 246.213, F.S.; requiring the adoption of certain policies and procedures; providing a process for basic skills remediation; amending s. 246.2235, F.S.; authorizing the establishment of a closed school task force; creating s. 242.621, F.S.; providing for an appropriation for the first accredited osteopathic medical school; directing that changes in terminology in the Florida Statutes be made; providing an effective date.

—was referred to the Committees on Higher Education; Health Care; Commerce and Economic Opportunities; and Ways and Means.

By Senator Bankhead—

SB 2778—A bill to be entitled An act relating to child abuse and neglect; amending s. 415.504, F.S.; authorizing a law enforcement officer to report known or suspected child abuse or neglect directly to the local office of the Department of Health and Rehabilitative Services; providing for the officer to request that the department immediately initiate an investigation of the known or suspected child abuse or neglect; providing an effective date.

—was referred to the Committees on Health and Rehabilitative Services; and Ways and Means.

By Senator Latvala—

SB 2780—A bill to be entitled An act relating to building designations; designating the conference center building constructed for the Florida Public Service Commission the “Betty Easley Conference Center”; directing the Department of Management Services to erect suitable markers; providing an effective date.

—was referred to the Committee on Governmental Reform and Oversight.

By Senator Harris—

SB 2782—A bill to be entitled An act relating to public records; repealing s. 257.37, F.S., which provides legislative intent relating to microfilming and destruction of public records pursuant to local act; amending ss. 229.781 and 230.331, F.S., to conform; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; and Education.

By Senator Harris—

SB 2784—A bill to be entitled An act relating to shelter and foster care; repealing s. 409.803, F.S., relating to a pilot program for assistance to shelter and foster homes for dependent children; providing an effective date.

—was referred to the Committee on Health and Rehabilitative Services.

By Senator Harris—

SB 2786—A bill to be entitled An act relating to commerce, tourism, and international trade and development; amending ss. 20.10 and 20.17, F.S.; transferring the Division of Tourism of the Department of Commerce to the Department of State; transferring the Division of International Trade and Development of the Department of Commerce to the Department of State as the Division of International Affairs; amending s. 288.012, F.S.; conforming language; providing for Cabinet approval of certain actions; amending ss. 288.015, 288.017, 288.0251, 288.053, 288.054, 288.055, 288.057, 288.1222, 288.1226, 288.802, 288.815, 288.8155, 288.8175, 288.8185, 288.819, 288.823, 288.824, 288.825, and 288.826, F.S.; conforming language; amending s. 288.025, F.S.; providing for Enterprise Florida, Inc., to assume the duties of the Division of International Trade and Development in duties of the division; amending s. 288.045, F.S.; authorizing the Department of State to penalize certain state agencies under certain circumstances; amending s. 288.121, F.S.; requiring the Department of State to provide for private sector assumption of duties of tourism promotion; amending s. 288.1223, F.S.; increasing membership of the Florida Commission on Tourism; revising membership; amending s. 288.1224, F.S.; conforming language; requiring the Department of State to provide for private sector assumption of duties of the Florida Commission on Tourism; amending s. 288.701, F.S.; providing for Enterprise Florida, Inc., to assume duties and responsibilities under the Small Business Assistance Act; amending s. 288.703, F.S.; deleting a definition; amending s. 288.705, F.S.; conforming language and clarifying provisions relating to the repeal of the Commission on Minority and Economic Business Development; amending s. 288.803, F.S.; conforming language; revising membership of the Florida International Affairs Commission; amending s. 288.811, F.S.; revising membership of the Florida International Trade and Investment Council; amending s. 288.901, F.S.; revising membership of the board of directors of Enterprise Florida, Inc.; amending s. 288.902, F.S.; specifying membership of the Enterprise Florida, Inc., Nominating Council; creating s. 288.9021, F.S.; providing definitions; amending s. 288.903, F.S.; specifying divisions of Enterprise Florida, Inc.; amending s. 288.904, F.S.; providing powers of Enterprise Florida, Inc.; creating ss. 288.9051, 288.9052, 288.9053, and 288.9054, F.S.; authorizing Enterprise Florida, Inc., to issue revenue bonds under certain circumstances; providing procedures; providing limitations; providing for the guaranty of bond issues; providing confidentiality for bond applicants; providing for bond guaranty agreements; authorizing Enterprise Florida, Inc., to enter into investment agreements with certain state agencies; requiring Enterprise Florida, Inc., to establish a Revenue Bond Guaranty Reserve Account; providing for deposit of moneys into the account; providing for use of moneys in the account; providing for creation and funding of a debt service reserve account; authorizing investment by certain entities in bonds or other securities of Enterprise Florida, Inc.; amending ss. 288.041, 288.047, 288.063, 311.11, and 335.165, F.S.; conforming language; repealing s. 288.812, F.S., relating to the Florida Tourism Commission, repealing s. 288.814, F.S., relating to the Florida International Council; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; Governmental Reform and Oversight; and Ways and Means.

By Senator Ostalkiewicz—

SB 2788—A bill to be entitled An act relating to juveniles; amending s. 39.001, F.S.; revising legislative purposes of chapter 39, relating to proceedings involving juveniles; replacing references to “child” with “youthful offender”; revising standards for screening of child care provider personnel; amending s. 39.01, F.S.; providing definitions; amending s. 39.012, F.S.; revising implementation guidelines; amending s. 39.0145, F.S., relating to punishment of child for contempt of court; providing legislative intent and sanctions for contempt of court by dependent or allegedly dependent child; amending s. 39.038, F.S.; revising guidelines for release of child taken into custody; amending s. 39.40, F.S., relating to dependency procedures and jurisdiction; providing time limits for court resolution of specified child placement issues; providing legislative intent for child placement in a drug-free environment; amending s. 39.401, F.S.; revising procedures, guidelines, and time limits relating to taking of dependent or allegedly dependent child into custody, delivery of the child to protective investigator, or release of child; providing for emergency court orders; providing exclusive authority to take such child into custody to a law enforcement officer pursuant to written court authorization; cre-

ating s. 39.4015, F.S.; creating the “Family Bill of Rights Act”; requiring the Department of Health and Rehabilitative Services to obtain a court order before taking a child into custody; requiring an affidavit stating that the child is in immediate danger; defining the term “immediate danger”; providing penalties; amending s. 39.402, F.S.; revising criteria for shelter placement; providing for emergency removal of a child without court order due to medical emergency; providing for emergency orders; requiring personal service to the child’s parent or guardian of notice of the shelter hearing; providing second degree misdemeanor penalties for failure to meet specified deadline for arraignment hearing; amending s. 39.403, F.S.; prohibiting anonymous reports of abuse or neglect; providing for performance of protective investigations by local law enforcement agency in lieu of the department; amending s. 39.4031, F.S.; revising responsibilities of department and requirements relating to case plans; amending s. 39.4032, F.S.; revising guidelines relating to multidisciplinary case staffing; amending s. 39.4033, F.S.; requiring the department to provide notice to parents’ or guardians’ attorney of referral of dependency case to mediation; amending s. 39.404, F.S., relating to petitions for dependency; removing an exception relating to the 7-day time limit on filing; amending s. 39.405, F.S., relating to notice, process, and service; providing for notice of proceedings to parents’ attorney; amending s. 39.4055, F.S., relating to injunction pending disposition of petition for detention or dependency; providing for notice to parties pursuant to the Florida Rules of Criminal Procedure in lieu of the Florida Rules of Juvenile Procedure; revising purposes and conditions of such injunction; amending s. 39.407, F.S.; revising procedures and guidelines relating to examination and treatment of child; providing for court orders for specified examinations of persons requesting custody to be made pursuant to the Florida Rules of Criminal Procedure in lieu of the Florida Rules of Juvenile Procedure; amending s. 39.408, F.S., relating to dependency hearings; providing for hearings pursuant to the Florida Rules of Criminal Procedure in lieu of the Florida Rules of Juvenile Procedure; providing for parental access to confidential information; providing for 72-hour notice to parties of hearings and predisposition studies; amending s. 39.409, F.S., relating to orders of adjudication; revising guidelines for entry or withholding of such orders; providing for award of attorney’s fees and costs to parent or guardian under certain circumstances; amending s. 39.41, F.S.; revising guidelines for disposition; providing for drug testing of social service workers and guardians ad litem; removing provision for disposition into the temporary legal custody of the department; amending s. 39.4105, F.S.; revising guidelines relating to grandparental visitation rights; amending s. 39.411, F.S., relating to oaths, records, and confidential information; revising provision relating to admissibility of court record in evidence; amending s. 39.415, F.S., relating to appointed counsel; providing for payment of compensation from departmental operating budget; amending s. 39.422, F.S., relating to shelter placement of child from a family in need of services or child in need of services; removing provision relating to designation of bar member to hold such shelter hearing; providing for placement of child in need of services into secure facility; amending s. 39.423, F.S., relating to intake; providing for drug testing of child reasonably believed by intake officer to be substance abuser; amending s. 39.437, F.S., relating to process and service; providing for staff-secure shelter placement of child in need of services who has been declared in contempt of court-ordered services; amending s. 39.439, F.S.; revising guidelines with respect to examination and treatment of child and examination of parent, guardian, or person requesting custody; providing for court-ordered substance abuse screening; amending s. 39.44, F.S., relating to hearings for child-in-need-of-services cases; providing for proceedings pursuant to the Florida Rules of Criminal Procedure in lieu of the Florida Rules of Juvenile Procedure; amending s. 39.441, F.S.; revising provisions relating to entry and withholding of orders of adjudication; amending s. 39.443, F.S., relating to oaths, records, and confidential information; revising provisions relating to admissibility of court records in civil or criminal proceedings; providing for attorney’s fees and costs to prevailing party in dependency proceedings; amending s. 39.447, F.S.; revising amount of compensation for court-appointed attorneys in child-in-need-of-services proceedings; amending s. 39.45, F.S.; revising legislative intent with respect to foster care; amending s. 39.451, F.S.; revising guidelines relating to case plans for children in foster care; amending s. 39.452, F.S.; providing for 15-day instead of 30-day extensions for preparation of case plans; providing for parents to be provided with copy of case plan 72 hours prior to filing; amending s. 39.453, F.S., relating to judicial review; revising time limits relating to review of case plans and provision of copies of written reports to parents; amending s. 39.454, F.S.; conforming terminology; repealing s. 39.455(1) and (2), F.S., relating to immunity from liability; removing provisions relating to immunity of state or agency employees or agents;

amending s. 39.46, F.S.; conforming terminology; amending s. 39.461, F.S., to conform; amending s. 39.4612, F.S.; revising factors for court determination of manifest best interests of the child; amending s. 39.462, F.S., relating to process and service; providing for notice to parents' attorney; amending s. 39.465, F.S.; requiring guardian ad litem to be an attorney; amending s. 39.469, F.S., relating to orders of disposition, to conform; amending s. 39.471, F.S.; providing for admissibility of court records of proceedings; amending s. 39.473, F.S.; providing for appellate representation of the state by Attorney General staff; providing for compensation of court-appointed counsel in termination of parental rights proceedings; amending s. 397.6758, F.S.; revising guidelines for release by substance abuse providers of clients involuntarily admitted; amending s. 415.501, F.S.; revising guidelines for state plan for the prevention of abuse and neglect of children and for district plans; repealing s. 415.5015, F.S., relating to child abuse prevention training in the district school system; amending s. 415.5016, F.S.; revising legislative intent with respect to family services response system; amending s. 415.50165, F.S.; revising definitions with respect to part III of chapter 415, relating to the family services response system; amending s. 415.5017, F.S.; revising procedures of family services response system; providing for audio recording and videotaping of interviews of child; amending s. 415.50175, F.S., relating to confidentiality of records; providing for preservation of records; amending s. 415.5018, F.S.; revising requirements for proposals for family services response systems; amending s. 415.50185, F.S.; revising provisions relating to summative evaluation reports; amending s. 415.502, F.S., relating to legislative intent for comprehensive protective services for abused and neglected children; providing for each child to have social security number; amending s. 415.503, F.S.; revising definitions for purposes of part IV of chapter 415, F.S., relating to protective services for abused and neglected children; amending s. 415.504, F.S.; revising guidelines relating to mandatory reports of child abuse or neglect or death and the central abuse registry and tracking system; amending s. 415.505, F.S.; revising or removing provisions relating to child protective investigations and institutional child abuse or neglect investigations; amending s. 415.5055, F.S.; revising duties of the department and guidelines relating to child protection teams and services; amending s. 415.506, F.S.; removing authority of department or department agents with respect to taking child into custody; amending s. 415.507, F.S.; revising guidelines relating to examinations and treatment of abused or neglected child; amending s. 415.508, F.S.; requiring guardian ad litem to be an attorney; providing guidelines for appointment of guardian; requiring guardians ad litem to provide their services pro bono; creating s. 415.5081, F.S.; providing powers and authority of guardian ad litem; creating s. 415.50813, F.S.; providing for confidentiality of specified documents or information received by guardians ad litem; creating s. 415.50815, F.S.; providing for training and standards for guardians ad litem; providing for establishment of a training program by the Supreme Court; amending s. 415.5084, F.S.; revising guidelines for form of petition for appointment of guardian ad litem; amending s. 415.5086, F.S.; providing for evidentiary rules for criminal cases to be used in hearings for appointment of guardian advocates; amending s. 415.51, F.S., relating to confidentiality of reports and records in cases of child abuse or neglect; providing for cross-examination of reporting person; providing for release of reporting person's name to alleged perpetrator, under specified circumstances; revising duties of the department; amending s. 415.5131, F.S.; increasing the fine imposed by the department for making a false child abuse or neglect report; amending s. 415.516, F.S.; revising goals of the Family Builders Program; amending s. 415.517, F.S.; revising guidelines for activity reports for Family Builders Program services; amending s. 415.519, F.S.; providing for collection of data for purposes of evaluating the Family Builders Program; amending s. 415.520, F.S.; revising qualifications for Family Builders Program paraprofessional aides; amending s. 415.521, F.S.; providing for summative evaluations; requiring inclusion of specified information in summative evaluations; providing an effective date.

—was referred to the Committees on Health and Rehabilitative Services; Criminal Justice; Judiciary; and Ways and Means.

By Senator Sullivan—

SB 2790—A bill to be entitled An act relating to the State Health Office; amending s. 20.19, F.S.; redesignating the State Health Officer as the State Surgeon General; redesignating the State Health Office as the Office of the State Surgeon General; providing additional duties of the office; amending ss. 154.011, 154.02, 154.04, 232.032, 376.30, 380.31, 381.0032, 381.004, 381.006, 381.0065, 381.0072, 381.0101, 381.0302,

381.0405, 381.0406, 383.307, 383.3362, 384.25, 388.45, 392.565, 408.033, 408.604, 409.908, 458.315, 509.035, 624.91, F.S., relating to primary care services, the Public Health Unit Trust Fund, personnel of public health units, immunization against communicable diseases, legislative intent with respect to pollution of surface and ground waters, the Coastal Resources Interagency Management Committee, epidemiological research, testing for human immunodeficiency virus, environmental health, onsite sewage treatment and disposal systems, food-service protection, environmental health professionals, the Florida Health Services Corps, the Office of Rural Health, rural health networks, the administration of birth centers, Sudden Infant Death Syndrome, reporting results of tests for sexually transmissible diseases, emergency declarations of threats to public health, the execution of certificates for involuntary hold of a person suspected of having tuberculosis, local and state health planning, the Healthy Communities, Healthy People Program, the reimbursement of Medicaid providers, temporary certificates for practice in areas of critical need, the immediate closure of establishments licensed under ch. 509, F.S., due to severe public health threat, and the Florida Healthy Kids Corporation Act; conforming those sections to changes made by this act; providing an effective date.

—was referred to the Committees on Health Care; and Ways and Means.

By Senator Grant—

SB 2792—A bill to be entitled An act relating to insurance; amending s. 626.916, F.S.; revising policy fees; amending s. 626.918, F.S., increasing surplus requirements for surplus lines insurers; amending s. 626.921, F.S.; establishing the Florida Surplus Lines Service Office, a nonprofit association; providing functions, powers, and duties; providing for a board of governors; providing for membership; requiring the office to submit a plan of operations to the Department of Insurance; requiring the department to examine the office; specifying immunity from liability for the office under certain circumstances; amending s. 626.931, F.S.; requiring surplus lines agents and foreign and alien insurers to file a quarterly report with the Florida Surplus Lines Service Office; amending s. 626.932, F.S.; requiring surplus lines agents to pay taxes simultaneously with filing the quarterly report; defining the term "premium"; creating s. 626.9325, F.S.; imposing a service fee; setting time periods for remittance of fee; imposing interest on delinquent fees; defining the term "premium"; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Ways and Means.

By Senator Jenne—

SB 2794—A bill to be entitled An act relating to the Florida Evidence Code; amending s. 90.612, F.S.; providing for leading questions on direct examination of a witness when necessary to develop the witness' testimony; providing for leading questions on cross-examination and upon examination of an adverse party or adverse or hostile witness; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator Rossin—

SB 2796—A bill to be entitled An act relating to domestic violence; amending s. 741.31, F.S.; providing for civil remedies for victims of persons who violate an injunction for protection; creating s. 741.315, F.S.; providing for the admission into evidence of evidence of similar acts of domestic violence; amending s. 768.73, F.S.; providing for nonapplicability of specified limitations on punitive damages with respect to punitive damages awarded in civil tort prosecutions involving domestic violence; providing for waiver of state right to collect specified punitive damages from domestic violence victims; providing an effective date.

—was referred to the Committees on Criminal Justice and Judiciary.

By Senator Grant—

SB 2798—A bill to be entitled An act relating to wetlands; amending s. 373.414, F.S.; revising the criteria for permitted activities and mitigation in certain wetlands; providing an effective date.

—was referred to the Committee on Natural Resources.

By the Committee on Ways and Means—

SB 2800—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 1995, and ending June 30, 1996, and supplemental appropriations for the period ending June 30, 1995, to pay salaries, and other expenses, capital outlay - buildings, and other improvements, and for other specified purposes of the various agencies of State government; providing effective dates.

—was referred to the Committee on Ways and Means.

By the Committee on Ways and Means—

SB 2802—A bill to be entitled An act relating to implementing the fiscal year 1995-1996 General Appropriations Act; providing legislative intent; authorizing the Department of Health and Rehabilitative Services to use general revenue funds to extend AFDC and Medicaid benefits to certain asylum applicants; requiring quarterly reports by the Department of Health and Rehabilitative Services on specified pending class-action litigation; authorizing the Department of Health and Rehabilitative Services and the Agency for Health Care Administration to transfer general revenue funds as necessary to comply with any proviso language or provision of law requiring or specifically authorizing the transfer of general revenue funds between the two agencies; transferring responsibility for the state pharmaceutical contract from the Department of Management Services to the Department of Health and Rehabilitative Services; prescribing the data to be used in disproportionate-share-program determinations; authorizing the Department of Health and Rehabilitative Services to advance moneys for certain contract services; specifying how the Agency for Health Care Administration shall make payments for the Medicaid disproportionate share program; requiring a study of the feasibility of privatizing medical services at prison reception centers; allowing the Board of Pharmacy to provide certain exemptions for pharmacy programs at the Department of Corrections; allowing certain juvenile justice programs to be considered institutions for the purpose of replacing motor vehicles; prescribing law enforcement uses to which certain unused funds resulting from the settlement of litigation may be put; authorizing the Division of Bond Finance of the State Board of Administration to refinance certain bonds; prescribing duties of state agencies covered by the state risk management program with respect to funding costs for employees entitled to workers' compensation benefits; providing for indemnification of the Florida Casualty Insurance Risk Management Trust Fund; authorizing the Department of State to use specified funds to operate and maintain information systems and equipment for public records access; authorizing the transfer of certain funds from the sale of management area stamps to the State Game Trust Fund for agency operations; authorizing use of the Florida International Trade and Promotion Trust Fund to fund the Division of International Trade and Development of the Department of Commerce; authorizing use of the Cultural Institutions Trust Fund to fund matching endowments under the Fine Arts Endowment Program and the state touring program, subject to legislative appropriation; requiring the Auditor General to resume routine financial and operational audits of the Florida Public Service Commission; prohibiting the Department of Environmental Protection from seeking certain reimbursement to the Water Quality Assurance Trust Fund; directing the Department of Management Services to delegate responsibility for disposal of surplus property; requiring coordination among the Departments of Environmental Protection, Agriculture and Consumer Services, and Juvenile Justice and the Game and Fresh Water Fish Commission to site juvenile justice residential facilities; specifying program orientation; requiring a report; authorizing the Department of State to use the Cultural Institutions Trust Fund to fund certain cultural programs when appropriations are provided for such purposes; providing for reallocation of funds with respect to assessments for the Florida Casualty Insurance Risk Management Trust Fund; authorizing a certain appropriation to be used for mosquito control and transferring moneys collected from waste

ture fees to the Department of Agriculture and Consumer Services; authorizing the use of specified moneys to fund the pedestrian bridge crossing State Road 92, North Dale Mabry Highway; providing for calculation of the statewide adjusted aggregate required local effort for all school districts from ad valorem taxes, under authority of the Commissioner of Education; providing for adjustment of the required local effort millage rate of certain districts; providing for calculation of the maximum total weighted full-time equivalent student enrollment of each school district; prescribing limits on increases in financial assistance payments for private tuition assistance; authorizing the Department of Education to contract for the 1995 cost-of-living market-basket survey; excluding certain nonvoted discretionary taxes and state funds from the calculation of the minimum guaranteed funding level per weighted full-time equivalent; authorizing the Department of Education to enter into codevelopment contracts; continuing the waiver of certain education laws; exempting the Knott Data Center and Projects, Contracts, and Grants Programs from certain budget request requirements; allowing the Department of Education to approve certain items for the center and such projects, contracts, and grants programs; prohibiting certain obligations of state funds; requiring the use of Safe School funding consistent with associated proviso; requiring a separate vote by any school board to levy certain supplemental nonvoted discretionary millage authorized in the General Appropriations Act; allowing the Commissioner of Education to reorganize the Department of Education; requiring reports; requiring the Commissioner of Education to authorize pilot projects to use an alternative method of funding exceptional student education; providing job qualifications for employees of the Florida Education Finance Program full-time enrollment verification function that is transferred to the Auditor General; providing for a proposed distribution schedule of funds from the Educational Enhancement Trust Fund; prohibiting the Commissioner of Education from accepting in fiscal year 1995-1996 certain applications and requests for funds for community educational facilities in order to focus the use of PECO funds on the provision of direct instruction facilities; authorizing the Executive Office of the Governor and the Chief Justice of the Supreme Court to approve certain budget changes under certain circumstances and requiring the Executive Office of the Governor and the Chief Justice to maintain an accounting of these changes and to provide this accounting to the legislative appropriations committees upon request; limiting state agency and governmental branch actions resulting from certain contracts containing provisions for dispute resolution; providing severability; providing effective dates, including a retroactive effective date, and an expiration date.

—was referred to the Committee on Ways and Means.

By Senator Turner—

SB 2804—A bill to be entitled An act relating to dependency proceedings; amending s. 39.469, F.S.; authorizing the court to provide for certain parental or familial rights upon termination of parental rights; providing that such rights are subject to review, modification, or revocation in subsequent proceedings; deleting a provision specifying that an order of termination of parental rights permanently deprives the parent or legal guardian of any right to the child; providing an effective date.

—was referred to the Committee on Judiciary.

By Senator McKay—

SB 2806—A bill to be entitled An act relating to alcoholic beverages; amending ss. 563.05, 564.06, 565.12, F.S., providing for a surcharge on the sale of alcoholic beverages for consumption on the premises; providing for the payment of taxes by distributors; providing for a collection allowance; providing for interest on delinquent taxes; repealing s. 561.501, F.S., relating to imposing a surcharge on the sale of alcoholic beverages for consumption on the premises; amending ss. 561.025, 561.121, F.S.; providing for the collection and distribution of alcoholic beverage excise taxes and surcharges; amending s. 561.55, F.S.; providing for recordkeeping; repealing ss. 563.07, 565.13, F.S., relating to the payment of excise taxes and the collection allowance on malt beverages and spirituous beverages; providing for an inventory tax; providing an effective date.

—was referred to the Committees on Regulated Industries; and Ways and Means.

By Senator Grant—

SB 2808—A bill to be entitled An act relating to sexual misconduct; providing that a law enforcement officer who arrests or handcuffs, or threatens to arrest, incarcerate, or deport, a person of a specified age or older and who engages in sexual activity with that person commits a felony of the second degree; providing definitions; providing a person who impersonates a law enforcement officer and commits such acts commits a felony of the second degree; providing that the consent of the victim is not a defense; providing an effective date.

—was referred to the Committees on Criminal Justice; and Ways and Means.

By Senator Silver—

SB 2810—A bill to be entitled An act relating to law enforcement officers; amending s. 943.13, F.S.; requiring applicants for law enforcement or correctional officer positions to provide background information on previous separations from employment or appointment; authorizing the Criminal Justice Standards and Training Commission to adopt a form for submission of the information; clarifying applicability; reenacting ss. 943.133, 943.139(2), 943.1395(6), and 943.19(3), F.S., relating to responsibilities of employing agencies and the commission, officers' affidavits-of-separation, reemployment or reappointment of officers, and continued employment of officers, respectively, to incorporate said amendment in references thereto; providing an effective date.

—was referred to the Committee on Criminal Justice.

By Senator Bankhead—

SB 2812—A bill to be entitled An act relating to programs for the elderly; transferring certain powers, duties, and functions of the Department of Health and Rehabilitative Services related to nursing home pre-admission screening and home care for the elderly to the Department of Elderly Affairs; amending s. 400.401, 400.407, 400.408, 400.426, 400.431, 400.434, 400.619, 400.6196, 400.622, 400.623, F.S.; conforming references to the transfers; amending s. 400.402, F.S., redefining the term "department" as the Department of Elderly Affairs; amending s. 400.441, F.S.; assigning responsibility for writing rules for adult congregate living facilities to the Department of Elderly Affairs; amending s. 400.452, F.S.; requiring the Department of Elderly Affairs to contract with area agencies on aging to provide training programs to adult congregate living facility administrators and others; amending s. 400.551, F.S.; redefining the term "department" as the Department of Elderly Affairs; amending s. 400.562, F.S.; assigning responsibility for writing rules for adult day care centers to the Department of Elderly Affairs; making technical and conforming changes; amending s. 400.618, F.S.; eliminating the definition of the term "department"; amending s. 400.621, F.S.; assigning responsibility for writing rules for adult family-care homes to the Department of Elderly Affairs; amending s. 400.6211, F.S.; requiring the Department of Elderly Affairs to contract with the area agencies on aging to provide training for all adult family-care homes; amending ss. 410.031, 410.032, 410.033, 410.034, 410.035, 410.037, F.S., relating to home care for disabled adults and the elderly, to delete references to home care for the elderly and references to elderly persons; creating s. 430.09, F.S.; declaring legislative intent with respect to home care for elderly persons; creating s. 430.10, F.S.; providing definitions; creating s. 430.11, F.S.; providing for the Department of Elderly Affairs to adopt rules containing standards and procedures for home care for the elderly; creating s. 430.12, F.S.; providing for the determination of the ability of a person to provide home care to an elderly person and providing for judicial review of that determination; creating s. 430.13, F.S.; providing for subsidy payments to persons who provide home care for elderly persons; creating s. 430.14, F.S.; prescribing criteria for eligibility for services; creating s. 430.15, F.S.; providing for confidentiality; providing an effective date.

—was referred to the Committees on Health and Rehabilitative Services; Governmental Reform and Oversight; and Ways and Means.

By Senator Horne—

SB 2814—A bill to be entitled An act relating to trust funds; amending s. 215.22, F.S.; exempting trust funds administered by the state attorneys from the general revenue service charge deducted from trust funds; providing an effective date.

—was referred to the Committees on Judiciary; and Ways and Means.

By Senators Johnson, Jenne and Dyer—

SB 2816—A bill to be entitled An act relating to the state correctional system; amending s. 944.023, F.S.; relating to the comprehensive correctional master plan; deleting an obsolete definition of the term "lawful capacity"; providing exceptions; clarifying the terms "design capacity factors" and "maximum capacity factors"; repealing s. 944.0231, F.S., relating to reduction of prison capacity; repealing s. 944.096(4)(b), F.S., relating to the definition of "lawful capacity"; repealing s. 947.146, F.S., relating to the Control Release Authority; creating s. 944.0232, F.S.; providing duties of the Department of Corrections relating to inmate population control; providing a definition; providing for the temporary housing of inmates in an inmate-population-control emergency; providing an effective date.

—was referred to the Committees on Criminal Justice; and Ways and Means.

By Senator Bronson—

SB 2818—A bill to be entitled An act relating to water and wastewater; transferring the responsibilities for the licensure of water treatment and wastewater treatment plant operators from the Department of Business and Professional Regulation to the Department of Environmental Protection; amending s. 468.540, F.S.; changing the short title; amending s. 468.541, F.S.; providing a legislative finding; amending s. 468.542, F.S.; conforming definitions and defining the term "operator trainee"; creating s. 468.5423, F.S.; directing the Florida Water and Pollution Control Operators Association to administer the licensure program under the supervision of the Department of Environmental Protection; creating s. 468.5425, F.S.; directing the department to establish an operator trainee category; amending s. 468.543, F.S.; prohibiting operator trainees from working without a license; amending s. 468.546, F.S.; providing for the appointment of a licensure board; amending s. 468.549, F.S.; directing the department to adopt rules for continuing education; preserving current licenses for the remainder of their terms; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; Natural Resources; and Ways and Means.

By Senator Bronson—

SB 2820—A bill to be entitled An act relating to trust funds; amending s. 468.547, F.S.; creating the Water and Wastewater Operator Licensure Trust Fund for the deposit of certain fees; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; Natural Resources; and Ways and Means.

By Senator Johnson—

SB 2822—A bill to be entitled An act relating to angel trumpet; providing criminal penalties for use of the plant "angel trumpet" in a manner that causes mood or behavior alterations in the user; providing an effective date.

—was referred to the Committee on Criminal Justice.

By Senator Dantzler—

SB 2824—A bill to be entitled An act relating to the Green Swamp; directing the Department of Community Affairs to adopt a rule changing the boundary designation of the Green Swamp Area of Critical State Concern; providing an effective date.

—was referred to the Committee on Community Affairs.

By Senator McKay—

SB 2826—A bill to be entitled An act relating to the Florida Public Service Commission; expressing legislative intent that the commission promote efficiency and develop priorities; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; and Ways and Means.

By Senator Kirkpatrick—

SB 2828—A bill to be entitled An act relating to licensing standards for child care facilities; amending s. 402.305, F.S.; exempting the staff in part-time facilities that have specified characteristics from certain credentialing requirements; providing an effective date.

—was referred to the Committee on Health and Rehabilitative Services.

By Senator Jones—

SM 2830—A memorial to the Congress of the United States, urging Congress to adopt certain legislation relating to nuclear waste.

—was referred to the Committee on Rules and Calendar.

By Senator Kirkpatrick—

SB 2832—A bill to be entitled An act relating to leadership funds; amending s. 106.295, F.S.; providing additional restrictions on leadership funds; providing penalties; providing an effective date.

—was referred to the Committees on Executive Business, Ethics and Elections; and Rules and Calendar.

By Senator Johnson—

SB 2834—A bill to be entitled An act relating to state planning; amending s. 186.003, F.S.; redefining the terms “state agency” and “state comprehensive plan”; defining the terms “judicial branch” and “strategic plan”; deleting the terms “state agency strategic plan” and “statewide health council”; amending s. 186.007, F.S.; deleting objectives from the state comprehensive plan; deleting obsolete requirements; requiring the judicial branch to participate in the state planning process; amending s. 186.008, F.S.; adding the judicial branch to state comprehensive plan requirements; amending s. 186.009, F.S.; deleting objectives from the growth management portion of the state comprehensive plan; deleting obsolete requirements; amending ss. 186.021, 186.022, F.S.; providing requirements for strategic plans and deleting reference to state agency strategic plans; amending s. 186.031, F.S.; requiring a biennial rather than annual report by the Governor; amending s. 216.052, F.S.; requiring state agencies and the judicial branch to submit strategic plans with their legislative budget requests; providing an effective date.

—was referred to the Committees on Community Affairs; and Ways and Means.

By Senator Grant—

SJR 2836—A joint resolution proposing an amendment to Section 2 of Article XI of the State Constitution relating to the Constitution Revision Commission.

—was referred to the Committees on Rules and Calendar; and Ways and Means.

By Senator Grant—

SB 2838—A bill to be entitled An act relating to small business employment incentives; providing for issuing tax credit vouchers; requiring the Department of Revenue to develop forms and procedures; limiting the availability of the credit vouchers; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; Community Affairs; and Ways and Means.

By Senator Wexler—

SB 2840—A bill to be entitled An act relating to motor fuels; authorizing a dealer operating under a franchise agreement to mix motor fuels under certain conditions; providing definitions; providing for labeling of mixed motor fuels; providing right of a distributor to inspect a dealer's facilities; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; and Ways and Means.

By Senator Kurth—

SB 2842—A bill to be entitled An act relating to health and human services; authorizing a special social services home rule block grant program exemption from statutes for home rule pilot projects; providing purpose and criteria necessary for approval of exemptions; providing requirements for application; providing for waiver of related rules; requiring an annual report; providing an effective date.

—was referred to the Committees on Health and Rehabilitative Services; Governmental Reform and Oversight; Rules and Calendar; and Ways and Means.

By Senator Silver—

SB 2844—A bill to be entitled An act relating to medical malpractice; amending s. 766.106, F.S.; revising the definition of the term “claim for medical malpractice”; providing for notice to certain persons; providing for mandatory nonbinding arbitration; revising language with respect to informal discovery; deleting language with respect to offers to admit liability by prospective defendants; deleting language with respect to more than one prospective defendant; deleting language with respect to applicability; amending s. 766.110, F.S.; revising language with respect to health care facilities; providing a definition of “medical staff”; deleting reference to the term hospital and substituting therefor the term facility; amending s. 766.201, F.S.; revising language with respect to legislative findings and intent; amending s. 766.202, F.S.; revising definitions; amending s. 766.203, F.S.; providing criteria with respect to certain medical expert opinions; amending s. 766.204, F.S.; revising language with respect to availability of medical records for presuit investigation of medical claims; deleting references to defenses; amending s. 766.205, F.S.; revising language with respect to presuit discovery of medical negligence claims and defenses; amending s. 766.206, F.S.; revising language with respect to responses mailed by a defendant rejecting a claim; revising language with respect to written medical expert opinion attached to any notice of intent to initiate litigation; amending s. 766.207, F.S.; providing for nonbinding arbitration of medical negligence claims; amending s. 766.209, F.S.; providing for the effects of rejection or failure to offer or accept a nonbinding arbitration decision; repealing s. 766.208, F.S., relating to arbitration to allocate responsibility among multiple defendants; repealing s. 766.21, F.S., relating to misarbitration; repealing s. 766.211, F.S., relating to the payment of arbitration awards and interest; repealing s. 766.212, F.S., relating to the appeal of arbitration awards and allocations of financial responsibility; providing an effective date.

—was referred to the Committees on Judiciary; and Banking and Insurance.

By Senator Williams—

SB 2846—A bill to be entitled An act relating to building designation; designating the new building constructed to house the Florida Public Service Commission as the “Jerry W. Carter Building”; directing the commission to erect suitable markers; providing an effective date.

—was referred to the Committee on Rules and Calendar.

By Senator Dantzler—

SB 2848—A bill to be entitled An act relating to the Department of Environmental Protection; amending ss. 161.081, 161.091, F.S.; conforming provisions to the transfer of the duties and responsibilities of the Department of Natural Resources and the Department of Environmental Regulation to the Department of Environmental Protection; repealing s. 327.01, F.S., relating to a short title; amending ss. 327.03, 327.11, 327.19, 327.25, 327.26, 327.29, F.S.; providing for the Department of Highway Safety and Motor Vehicles rather than the former Department of Natural Resources to administer the vessel registration and titling laws; amending s. 327.41, F.S.; clarifying the authority of the Division of Law Enforcement; amending s. 327.41, F.S.; providing for applications for markers on the intracoastal waterway to be made to the Division of Law Enforcement; amending s. 328.01, F.S.; providing for the Department of Highway Safety and Motor Vehicles rather than the former Department of Natural Resources to administer the laws governing the issuance of certificates of title for vessels; amending s. 328.07, F.S.; conforming provisions; repealing ss. 373.1965, 373.197, F.S., relating to the coordinating council and the restoration project of the Kissimmee River Valley and Taylor Creek-Nubbins Slough Basin; deleting obsolete provisions; amending s. 374.761, F.S.; providing for the inland navigation districts to be under the control and supervision of the Department of Environmental Protection; repealing s. 375.044, F.S., relating to the budget request for the Land Acquisition Trust Fund; deleting obsolete provisions; amending s. 376.15, F.S.; conforming provisions to the transfer of duties and responsibilities of the Department of Natural Resources to the Department of Environmental Protection; repealing s. 377.10, F.S., relating to a prohibition on the employment of certain persons by the former Division of Resource Management of the Department of Natural Resources; amending ss. 377.07, 377.075, 377.19, 377.21, 377.23, 377.24, 377.2409, 377.241, 377.242, 377.2421, 377.243, 377.244, 377.245, 377.25, 377.26, 377.27, 377.29, 377.30, 377.31, 377.32, 377.33, 377.34, 377.36, 377.37, 377.371, 377.38, 377.39, 377.40, F.S.; conforming provisions to the transfer of duties and responsibilities of the Department of Natural Resources to the Department of Environmental Protection; revising the membership on the Pesticide Review Council; providing an effective date.

—was referred to the Committees on Natural Resources; Transportation; and Ways and Means.

By Senator Kirkpatrick—

SB 2850—A bill to be entitled An act relating to trust funds; amending s. 365.171, F.S., relating to the Florida Emergency Telephone Act; providing definitions; establishing the Emergency Telephone Number System Trust Fund within the Department of Management Services; imposing an access fee against cellular or mobile telecommunications units to be deposited into the trust fund; providing for moneys in the fund to be used to enhance the “911” emergency telephone system; creating the Emergency Telephone Number System Trust Fund Policy Board; providing for membership of the board; providing an effective date.

—was referred to the Committees on Commerce and Economic Opportunities; and Ways and Means.

By Senator Thomas—

SB 2852—A bill to be entitled An act relating to trust funds; creating the Police and Firefighters’ Premium Tax Trust Fund within the Division of Retirement of the Department of Management Services; providing for source of moneys and purposes; providing for future review and termination or re-creation of the fund; providing a contingent effective date.

—was referred to the Committees on Governmental Reform and Oversight; Community Affairs; and Ways and Means.

By Senator Harden—

SB 2854—A bill to be entitled An act relating to educational finance; repealing s. 237.046, F.S., relating to district school board funding for promotion and public relations; providing an effective date.

—was referred to the Committees on Education; and Ways and Means.

By Senator Gutman—

SB 2856—A bill to be entitled An act relating to health care; providing legislative findings and intent; authorizing the Agency for Health Care Administration to establish a program to provide financial assistance grants to urban community-based primary-care networks for certain purposes; providing for requests for proposals; providing selection criteria; providing for an evaluation of networks that receive grants; requiring a report; providing an appropriation; providing an effective date.

—was referred to the Committees on Health Care; and Ways and Means.

By Senator Thomas—

SB 2858—A bill to be entitled An act relating to the administration of insurance premium taxes collected for the purposes of the municipal firefighters’ pension trust funds and the municipal police officers’ pension trust funds under chs. 175, 185, F.S.; amending ss. 175.111, 175.121, 175.341, 175.401, 185.07, 185.10, 185.23, 185.50, 633.382, F.S.; transferring the authority to administer the insurance premium taxes collected under chs. 175, 185, F.S., from the Insurance Commissioner and Treasurer and the Department of Insurance to the Division of Retirement of the Department of Management Services; providing for deposit of these moneys and for other matters related to the transfer; providing for investment by the State Board of Administration; providing for payment of administrative costs of the Department of Revenue, the Division of Retirement, and the State Board of Administration from interest and investment income; providing for annual reversion of unexpended and unallocated interest and investment earnings to the General Revenue Fund; correcting a scrivener’s error, pertaining to the percentage of the excise tax imposed on casualty insurance premiums, in s. 185.07, F.S.; amending s. 215.20, F.S.; including the Police and Firefighters’ Premium Tax Trust Fund among the trust funds subject to deductions for the cost of general government; providing for the transfer of certain moneys in the Insurance Commissioner’s Regulatory Trust Fund to the Police and Firefighters’ Premium Tax Trust Fund; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; Community Affairs; and Ways and Means.

By Senator Weinstein—

SB 2860—A bill to be entitled An act relating to guardians; creating s. 744.1085, F.S.; providing for the regulation of professional guardians; providing a definition; providing for a bond; providing educational requirements; providing for annual fiscal audits; increasing certain guardianship fees to defray the costs of conducting annual audits; amending s. 624.606, F.S.; redefining the term “surety insurance”; authorizing issuance of a blanket fidelity bond; amending s. 744.3135, F.S.; requiring criminal history and credit check; amending s. 744.3145, F.S.; excluding professional guardians from certain educational requirements; amending s. 744.351, F.S.; subjecting corporate guardians to bonding requirement; providing an effective date.

—was referred to the Committees on Judiciary; and Ways and Means.

By Senator Meadows—

SB 2862—A bill to be entitled An act relating to local government; creating the Commission on Local Government II; providing for membership; providing powers and duties of the commission; requiring reports; providing for staff; providing an appropriation; providing for expiration; providing an effective date.

—was referred to the Committees on Community Affairs; Rules and Calendar; and Ways and Means.

By Senator Harden—

SB 2864—A bill to be entitled An act relating to taxation; amending s. 213.015, F.S.; providing additional rights under the Florida Taxpayer's Bill of Rights; amending s. 213.34, F.S.; providing that compensation may not be based on the amount of tax assessed or collected pursuant to an audit; creating s. 213.734, F.S.; providing for the Comptroller to pay interest on amounts overpaid or paid in error for taxes due on or after a specified date; providing for the taxpayer to file an application for refund with the Department of Revenue; requiring that the taxpayer post a bond for the amount of refund under certain circumstances; providing a rate of interest to be paid on a refund; amending s. 95.091, F.S.; limiting the period within which the Department of Revenue and the Department of Business and Professional Regulation may initiate action to collect taxes, penalties, and interest; amending s. 215.26, F.S.; limiting the period within which a taxpayer may apply for a refund of certain taxes paid in error; creating s. 213.231, F.S.; providing for determining the rate of interest applicable to tax deficiencies; amending s. 220.807, F.S.; deleting provisions for determining an applicable rate of interest under ch. 220, F.S.; amending ss. 198.18, 199.282, 201.17, 203.06, 206.44, 211.076, 211.33, 212.12, 624.5092, F.S.; revising the rate of interest charged on delinquent or deficient estate taxes, intangible personal property taxes, excise taxes, gross receipts taxes, fuel taxes, taxes on the severance and production of minerals, sales taxes, and insurance premium taxes; amending ss. 220.181, 220.723, 220.809, 403.0872, F.S., relating to the rate of interest charged on repayments of certain tax credits, overpayments and underpayments of income taxes, and delinquent license fees for major sources of air pollution; conforming cross-references to changes made by the act; requiring the Department of Revenue to examine the potential impact of the act and report to the Legislature; providing effective dates.

—was referred to the Committee on Ways and Means.

By Senator Meadows—

SR 2866—A resolution commending Piper High School's coaching staff and guidance counselors for their encouragement of academic excellence among athletes.

—was referred to the Committee on Rules and Calendar.

SR 2868 was introduced out of order and adopted March 29.

By Senator Wexler—

SB 2870—A bill to be entitled An act relating to motor vehicles; repealing ss. 320.60, 320.605, 320.61, 320.615, 320.62, 320.63, 320.64, 320.6403, 320.6405, 320.641, 320.6415, 320.642, 320.643, 320.644, 320.645, 320.664, 320.67, 320.68, 320.69, 320.695, 320.696, 320.697, 320.6975, 320.698, 320.699, 320.6991, 320.6992, 320.70, F.S., which provide for motor vehicle franchises; amendings ss. 320.865, 559.9221, F.S., to conform to changes made in the act; providing an effective date.

—was referred to the Committees on Transportation; and Commerce and Economic Opportunities.

By Senator Forman—

SB 2872—A bill to be entitled An act relating to genetic testing for insurance purposes; amending s. 627.401, F.S.; providing applicability of provisions regulating insurance contracts to s. 627.4301, F.S.; creating s. 627.4301, F.S., prohibiting insurers from requiring or using certain information derived from genetic testing of insureds or insurance applicants; requiring insurers that obtain such information to maintain its confidentiality; amending s. 632.638, F.S.; providing applicability of s. 627.4301, F.S., to fraternal benefit societies; creating s. 636.0201, F.S.; providing applicability of s. 627.4301, F.S., to prepaid limited health service organizations; amending s. 641.30, F.S.; providing applicability of s. 627.4301, F.S., to health maintenance organizations; creating s. 641.428, F.S.; providing applicability of s. 627.4301, F.S., to prepaid health clinics; amending s. 760.40, F.S.; defining the term "genetic testing"; providing standards for informed consent; providing for confidentiality of records; providing civil and criminal penalties; providing an effective date.

—was referred to the Committee on Banking and Insurance.

By Senator Bankhead—

SB 2874—A bill to be entitled An act relating to hazardous wastes; creating ss. 403.79, 403.791, 403.792, 403.793, F.S.; providing legislative intent with respect to establishing a state corrective-action program within the Department of Environmental Protection which will carry out functions delegated by the United States Environmental Protection Agency under the 1984 Hazardous and Solid Waste Amendments to the federal Resource Conservation and Recovery Act; providing definitions; providing for an annual registration fee to be paid by the owners and operators of facilities that treat, store, or dispose of hazardous wastes that require corrective action or are conducting corrective action as specified; providing for an annual appropriation equal to the amount of fees collected; providing for an annual internal audit of the program; providing for the deposit and use of the registration fees; providing that the registration fee is not a permit fee; providing exceptions to the registration fee; specifying when the registration fee no longer applies; providing for the future review and expiration of the provisions that establish those fees; providing a list of activities to be funded by the annual fees; specifying activities that the department reviews and about which the department makes determinations; specifying the training required for employees implementing the state corrective-action program; requiring the department to submit a report pertaining to the program; providing for rulemaking by the department; amending s. 403.721, F.S.; providing for authority under 42 U.S.C. s. 6928(h); amending s. 403.809, F.S.; providing for centralization of decisionmaking for certain facilities; providing an appropriation of positions and funds to implement the corrective-action program; providing an effective date.

—was referred to the Committees on Natural Resources; and Ways and Means.

By Senator Johnson—

SB 2876—A bill to be entitled An act relating to vessels; amending s. 327.03, F.S.; designating the Department of Highway Safety and Motor Vehicles as the department responsible for titling and registering vessels; amending s. 327.04, F.S.; conforming a reference; amending s. 327.10, F.S.; extending the grace period for vessel numbering and registration to 30 days; requiring proof of date of purchase; amending s. 327.11, F.S.; conforming references; deleting certain fees; amending s. 327.12, F.S.; conforming a reference; amending s. 327.15, F.S.; providing for the consistent use of the term "vessel"; exempting a non-motor-powered vessel from having to display a number; amending s. 327.19, F.S.; extending to 30 days the time the department must be notified of transfer of title; extending to 30 days the time the department or the tax collector must be notified of a change in address; amending s. 327.25, F.S.; conforming references; providing for a transfer of registration and a fee; providing for a replacement decal and a fee; providing for a change of classification and a fee; revising language with respect to service fees; providing for a duplication registration certificate and a fee; providing vessel registration dates; providing fractional registration fees; providing penalties for the operation of a vessel after the expiration of the registration period; deleting an optional registration date; requiring commercial fishing vessels to pay a registration fee; directing the Department of Highway Safety and Motor Vehicles to provide vessel registration forms; amending s. 327.28, F.S.; providing that the Department of Highway Safety and Motor Vehicles receives administration costs from vessel registration fees; eliminating the use of funds for certain purposes; amending s. 327.29, F.S.; conforming references; amending s. 328.01, F.S.; deleting the requirement to provide certified copies of certain documents; conforming references; amending s. 328.03, F.S.; conforming references; extending to 30 days the time allowed to file a title transfer; directing the department to take certain actions to prohibit the alteration, counterfeiting, duplication, or modification of certificates of title; amending s. 328.11, F.S.; conforming references; amending s. 328.15, F.S.; deleting the requirement that the department record the amount of a lien on a vessel; conforming references; amending ss. 328.17, 328.18, 328.20, F.S.; conforming references; providing an effective date.

—was referred to the Committees on Natural Resources; Transportation; and Ways and Means.

By Senator Forman—

SB 2878—A bill to be entitled An act relating to health care; amending s. 408.601, F.S.; expanding the objectives of the Healthy Communities, Healthy People Plan; amending s. 408.603, F.S.; providing definitions; amending s. 408.604, F.S.; providing for implementation of the plan; expanding services; expanding the program; providing appropriations; providing an effective date.

—was referred to the Committees on Health Care; and Ways and Means.

SR 2880 was introduced out of order and adopted March 29.

By Senator Forman—

SB 2882—A bill to be entitled An act relating to health care; creating s. 409.810, F.S.; designating ss. 409.810-409.8205, F.S., as the "Florida Health Security Act"; creating s. 409.811, F.S.; providing legislative findings and intent; creating s. 409.812, F.S.; providing definitions; creating s. 409.813, F.S.; establishing Florida Health Security as a voluntary, premium-discount health insurance program administered by the Agency for Health Care Administration; creating s. 409.814, F.S.; providing requirements for eligibility for Florida Health Security; providing application requirements; providing requirements for employers who offer health insurance to employees through Florida Health Security; providing circumstances under which the agency may disenroll a member of Florida Health Security or seek reimbursement of premiums; creating s. 409.815, F.S.; providing requirements for the health insurance coverage offered under Florida Health Security; providing for benefits to be offered by accountable health partnerships and community health partnerships; creating s. 409.816, F.S.; providing contribution rates for the Federal Government, the state, employers, and individuals for the cost of premiums; creating s. 409.817, F.S.; providing duties of the agency with respect to administering Florida Health Security; providing rulemaking authority; creating s. 409.818, F.S.; providing responsibilities of contract administrators in providing administrative services for Florida Health Security; creating s. 409.819, F.S.; providing for savings from the Medicaid program to be deposited into the Florida Health Security Trust Fund; providing for premiums to be deposited into the Florida Health Security Trust Fund; amending s. 409.8191, F.S.; providing for the Legislature to establish an enrollment ceiling for Florida Health Security; providing that enrollment in Florida Health Security is not an entitlement; providing circumstances under which the agency must cease enrollment; creating s. 409.8192, F.S.; requiring a separate accounting of claims and other administrative costs associated with Florida Health Security; creating s. 409.8193, F.S.; providing legislative findings and intent with respect to community health partnerships; creating s. 409.8194, F.S.; providing for a political subdivision to establish a community health partnership for the purpose of providing health care services to members of Florida Health Security; exempting certain community health partnerships from licensure requirements of the Florida Insurance Code; providing requirements under which a political subdivision may be designated as a community health partnership by the agency; requiring the agency to assist a political subdivision that seeks such designation; creating s. 409.8195, F.S.; requiring community health partnerships to maintain financial security; requiring the Department of Insurance to comment on the actuarial soundness of community health partnerships; providing that a community health partnership may claim reimbursement from a collateral source; creating s. 409.8196, F.S.; providing for a community health partnership to contract with the agency to provide health care services under Florida Health Security; creating s. 409.8197, F.S.; requiring community health partnerships to provide coverage for a newborn child or an adopted child of a covered individual; providing limitations on the extension of benefits beyond the period of coverage in the case of total disability or pregnancy; creating s. 409.8198, F.S.; requiring that a person who solicits contracts on behalf of a community health partnership be licensed under the Florida Insurance Code; providing an exemption from the licensure requirement for certain officers or employees who enroll members in the community health partnership; creating s. 409.8199, F.S.; providing requirements for contracts and member handbooks of community health partnerships; creating s. 409.820, F.S.; providing circumstances under which a member of a community health partnership may obtain a second medical opinion; creating s. 409.8201, F.S.; requiring

community health partnerships to establish internal quality assurance programs; requiring certain grievance procedures; creating s. 409.8202, F.S.; requiring a review organization to conduct an external quality assurance assessment of community health partnerships; requiring the review organization to issue a report; creating s. 409.8203, F.S.; requiring a community health partnership to disclose the hospitals and physicians to which it refers members; creating s. 409.8204, F.S.; requiring community health partnerships to establish internal risk-management programs; creating s. 409.8205, F.S.; providing for disenrolling members in Florida Health Security upon a determination by the agency or the community health partnership that it is no longer in the best interest of the agency or the community health partnership to continue providing coverage; authorizing the governing authority of a county that meets specified requirements to establish a community health partnership as a demonstration project; providing for the demonstration project to serve families whose income is not greater than a specified percent of the federal poverty level; amending s. 409.901, 409.902, 409.903, 409.904, 409.905, F.S., relating to the Medicaid program; conforming provisions to reflect the transfer of responsibility for administering the program from the Department of Health and Rehabilitative Services to the Agency for Health Care Administration; revising eligibility criteria for children and the medically needy; amending s. 409.908, F.S.; providing a schedule of maximum reimbursement to Medicaid providers; abrogating a repeal of s. 409.908, F.S.; amending ss. 409.910, 409.911, 409.9112, 409.9113, 409.9115, F.S., relating to the agency's right to recover certain Medicaid payments and the disproportionate share program; conforming provisions to reflect the transfer of responsibility for administering the Medicaid program from the Department of Health and Rehabilitative Services to the agency; creating s. 409.9119, F.S.; providing for a portion of the allotment for the disproportionate share program to be reallocated to implement Florida Health Security; providing for the payments to be proportionate to the percentage of individuals enrolled in Florida Health Security; authorizing the Executive Office of the Governor to make certain adjustments in the disproportionate share payments; amending s. 409.9122, F.S.; providing requirements for the agency in entering into agreements with managed-care providers; providing criteria for selecting providers for chronically ill children; requiring the agency to develop standards for patient care; requiring Medicaid recipients to be enrolled in a managed-care plan or MediPass by a specified date; providing for certain exceptions; requiring the agency to appoint an advisory panel to make recommendations for managed-care plans for certain special populations; amending ss. 409.907, 409.913, F.S.; conforming provisions to the transfer of responsibilities from the Department of Health and Rehabilitative Services to the Agency for Health Care Administration; expanding duties relating to recovery of overpayments and improper payments and imposition of sanctions; providing definitions; authorizing agency investigation of violations referred to the Auditor General's fraud-control unit; authorizing the use of applicable peer review organization findings as evidence; providing notice procedures and requirements; providing additional requirements for claims; authorizing the agency to review records and conduct other investigations; limiting certain payments to billing agents; specifying conditions, limitations, and procedures for withholding provider Medicaid payments; providing for notice; providing for in-camera inspection of evidence; providing additional grounds for imposition of administrative sanctions; providing for suspension or termination of providers; providing civil remedies and fines; requiring notice under described circumstances; authorizing certain use of statistical evidence; amending recovery amount for investigative and expert costs; providing agency authority to collect moneys owed, including certain interest; authorizing the agency to review applications; providing that participation in the Medicaid program is not a property right; amending s. 409.915, F.S.; providing that services delivered under Florida Health Security are not subject to the charge imposed on counties for Medicaid services; amending ss. 409.912, 409.914, 409.916, 409.919, 409.920, F.S.; conforming provisions to reflect the transfer of responsibility for administering the Medicaid program from the Department of Health and Rehabilitative Services to the agency; amending ss. 216.133, 216.136, 409.941, F.S.; redesignating the Social Services Estimating Conference as the Medicaid and Social Services Estimating Conference; providing for the Agency for Health Care Administration to be included as one of the principals of the conference; amending s. 408.702, F.S.; authorizing a community health purchasing alliance to operate for the benefit of members of Florida Health Security; amending s. 408.706, F.S.; authorizing an accountable health partnership to be created by the United States Department of Veterans Affairs; providing certain exemptions; providing requirements for accountable health partnerships that participate in Florida Health Security; amending s. 627.652, F.S.; defining the term

"community health purchasing alliance" for purposes of part VII, ch. 627, F.S., relating to group, blanket, and franchise health insurance policies; creating s. 627.6552, F.S.; providing for members in Florida Health Security and members of an accountable health partnership to be considered a group for purposes of part VII, ch. 627, F.S.; amending s. 627.6699, F.S.; defining the term "health benefit plan" for purposes of the Employee Health Care Access Act to include coverage offered through the United States Department of Veterans Affairs; providing that the Employee Health Care Access Act does not apply to a health benefit plan issued under Florida Health Security; providing for transferring to the Florida Health Security Trust Fund moneys realized from savings in the Medicaid program; providing for severability; providing an effective date.

—was referred to the Committees on Health Care; Banking and Insurance; and Ways and Means.

By Senator Kirkpatrick—

SB 2884—A memorial to the Congress of the United States, urging Congress to adopt a balanced budget amendment to the Constitution of the United States.

—was referred to the Committee on Rules and Calendar.

By Senator Bronson—

SB 2886—A bill to be entitled An act relating to sexual predators; creating the Sexual and Violent Offenders Against Children Registration Act; providing legislative findings and intent; providing definitions; requiring persons who have been convicted of a sexual or violent offense against a child to register with the sheriff within a specified time after entering a county; requiring the registration of such persons who reside within a county; providing a penalty for failing to register; requiring the Department of Law Enforcement to establish a database of information on registered offenders; requiring notification of the department and the sheriff of the presence of a sexual or violent offender against a child; requiring the Department of Corrections, probation officers, and sheriffs to notify offenders of the registration requirement; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; and Ways and Means.

By Senator Casas—

SB 2888—A bill to be entitled An act relating to sellers of travel; creating s. 559.926, F.S.; providing a short title; amending s. 559.927, F.S.; providing definitions; creating s. 559.928, F.S.; requiring annual registrations by sellers of travel; providing for fees; creating s. 559.929, F.S.; prescribing security requirements; creating s. 559.9295, F.S.; providing for submission of documents by sellers of travel; creating s. 559.931, F.S.; prescribing recordkeeping requirements with respect to vacation certificates; creating s. 559.932, F.S.; prescribing disclosure requirements; creating s. 559.933, F.S.; prescribing requirements for cancellations and refunds; creating s. 559.9335, F.S.; prescribing conduct that constitutes a violation; creating s. 559.934, F.S.; proscribing deceptive and unfair trade practices; creating s. 559.935, F.S.; providing exemptions; creating s. 559.9355, F.S.; providing for administrative remedies and penalties; creating s. 559.937, F.S.; prescribing criminal penalties for certain violations; creating s. 559.938, F.S.; providing for deposit of moneys collected as penalties; creating s. 559.939, F.S.; declaring state preemption of the subject matter; amending ss. 205.1971, 501.604, 817.36, F.S.; correcting cross-references; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; and Ways and Means.

By Senators Jenne, Williams and Rossin—

SB 2890—A bill to be entitled An act relating to control of noxious aquatic plants; creating s. 369.26, F.S.; establishing the "Melaleuca Control Act"; providing definitions; authorizing mitigation credits for removal of melaleuca from certain wetlands; preempting any other requirements for mitigation when dredging or filling; requiring rulemaking; providing an effective date.

—was referred to the Committee on Natural Resources.

By Senator Forman—

SB 2892—A bill to be entitled An act relating to trust funds; creating the Florida Health Security Trust Fund within the Agency for Health Care Administration; providing for source of moneys and purposes; providing a contingent effective date.

—was referred to the Committees on Health Care; Banking and Insurance; and Ways and Means.

By Senator Kirkpatrick—

SB 2894—A bill to be entitled An act relating to the Women's Athletics Trust Fund; amending s. 240.5335, F.S.; revising provisions governing the Women's Athletics Trust Fund; authorizing an additional expenditure of the trust fund moneys; providing an effective date.

—was referred to the Committees on Higher Education; and Ways and Means.

By Senator Bankhead—

SB 2896—A bill to be entitled An act relating to health care planning; creating the Health Coordinating Council within the Agency for Health Care Administration; providing for the appointment of members of the council; providing for terms of office; providing reimbursement for travel and per diem expenses; providing for an executive director of the council; providing duties and responsibilities of the council; transferring the powers, duties, functions, records, property, and unexpended balances of appropriations of the Health Care Board and the Statewide Health Council to the Health Coordinating Council; amending s. 408.033, F.S.; providing legislative intent; revising the membership of the local health councils; providing additional duties of the local health councils; deleting provisions creating the Statewide Health Council; providing duties of the Health Coordinating Council with respect to health planning; transferring, renumbering, and amending s. 407.61, F.S.; providing conforming language; amending ss. 20.42, 112.153, 154.304, 154.306, 154.312, 212.055, 394.4788, 395.401, 395.701, 395.806, 407.61, 408.001, 408.05, 408.061, 408.062, 408.063, 408.07, 408.072, 408.08, 408.085, 408.30, 408.50, 409.2673, 409.9113, 440.13, F.S.; conforming provisions to changes made by the act; repealing s. 408.003, F.S., which provides for the appointment of the Health Care Board; providing appropriations; providing an effective date.

—was referred to the Committees on Health Care; and Ways and Means.

By Senator Bronson—

SB 2898—A bill to be entitled An act relating to the "Florida Endangered and Threatened Species Act"; amending s. 372.072, F.S.; revising the standards and procedures for designating certain species as endangered or threatened; designating the Florida panther and Key deer as endangered species; amending s. 372.0725, F.S.; revising criminal penalties; providing an effective date.

—was referred to the Committees on Natural Resources; and Ways and Means.

By Senator Holzendorf—

SB 2900—A bill to be entitled An act relating to families and children in need of services; transferring responsibility for administering part IV of ch. 39, F.S., relating to programs and services for families and children in need of services from the Department of Juvenile Justice to the Department of Health and Rehabilitative Services; amending s. 20.19, F.S.; providing for the Children and Families Program Office within the Department of Health and Rehabilitative Services to administer part IV of ch. 39, F.S.; amending ss. 20.316, 39.01, 39.012, 39.014, 39.021, 39.025, 39.419, 39.42, F.S., relating to the Department of Juvenile Justice; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Health and Rehabilitative Services; Criminal Justice; and Ways and Means.

By Senators Williams and Jenne—

SB 2902—A bill to be entitled An act relating to county and municipal jails; amending ss. 20.315, 944.31, 944.32, F.S.; deleting requirements providing for inspections of jails by the inspector general of the Department of Corrections; amending s. 951.23, F.S.; revising provisions requiring the department to adopt standards for county and municipal jail facilities; deleting certain requirements for housing prisoners; deleting provisions requiring the department to enforce certain standards in county and municipal jails; deleting provisions authorizing the removal of county or municipal prisoners by the department; repealing s. 951.02, F.S., relating to jail inspections by state prison inspectors; providing an effective date.

—was referred to the Committees on Criminal Justice and Community Affairs.

By Senator Forman—

SB 2904—A bill to be entitled An act relating to health care planning; creating the Health Coordinating Council within the Agency for Health Care Administration; providing for the appointment of members of the council; providing for terms of office; providing reimbursement for travel and per diem expenses; providing for an executive director of the council; providing duties and responsibilities of the council; transferring the powers, duties, functions, records, property, and unexpended balances of appropriations of the Health Care Board and the Statewide Health Council to the Health Coordinating Council; amending s. 408.033, F.S.; providing legislative intent; revising the membership of the local health councils; providing additional duties of the local health councils; deleting provisions creating the Statewide Health Council; providing duties of the Health Coordinating Council with respect to health planning; transferring, renumbering, and amending s. 407.61, F.S.; providing conforming language; amending ss. 20.42, 112.153, 154.304, 154.306, 154.312, 212.055, 394.4788, 395.401, 395.701, 395.806, 407.61, 408.001, 408.05, 408.061, 408.062, 408.063, 408.07, 408.072, 408.08, 408.085, 408.30, 408.50, 409.2673, 409.9113, 440.13, F.S.; conforming provisions to changes made by the act; repealing s. 408.003, F.S., which provides for the appointment of the Health Care Board; providing appropriations; providing an effective date.

—was referred to the Committees on Health Care; and Ways and Means.

By Senator Grant—

SB 2906—A bill to be entitled An act relating to organ and tissue donation; creating s. 320.08047, F.S.; providing for voluntary contributions for organ and tissue donor education as a part of the motor vehicle license tax process; amending s. 322.08, F.S.; providing for voluntary contributions for organ and tissue donor education as a part of the driver license application process; creating s. 395.2050, F.S.; providing for routine inquiry for organ donation and certification for procurement activities; amending s. 395.3025, F.S.; providing disclosure of patient records to organ-procurement organizations for specified purposes; amending s. 732.912, F.S.; providing procedures for making an anatomical gift; amending s. 732.914, F.S.; providing procedures regarding the manner of executing anatomical gifts; amending s. 732.915, F.S.; establishing an organ and tissue donor registry; providing procedures; providing for funding; amending s. 732.916, F.S.; amending procedures for the amendment or revocation of an anatomical gift; amending s. 732.917, F.S.; allowing certain procedures for preserving a potential donor's organs; providing for expenses; amending s. 732.921, F.S.; conforming references to transfer of responsibilities regarding donor programs from the Department of Health and Rehabilitative Services to the Agency for Health Care Administration; providing for use of driver licenses or identification cards to indicate the individual's intent to donate organs or tissue; amending s. 732.9215, F.S.; requiring the agency to undertake certain responsibilities regarding educational programs; creating s. 732.9216, F.S.; establishing an organ and tissue donor education panel; providing duties and membership qualifications; providing for per diem and travel expenses; amending s. 732.922, F.S.; providing duties of hospital administrators in obtaining consent for organ or tissue donation; providing an appropriation; providing an effective date.

—was referred to the Committees on Judiciary; Governmental Reform and Oversight; and Ways and Means.

By Senator Grant—

SB 2908—A bill to be entitled An act relating to trust funds; creating the Florida Organ and Tissue Donor Education Trust Fund, to be administered by the Agency for Health Care Administration; providing for source of moneys and purposes; providing for future review and termination or re-creation of the fund; providing a contingent effective date.

—was referred to the Committees on Judiciary; Governmental Reform and Oversight; and Ways and Means.

By Senator Kurth—

SR 2910—A resolution honoring Florida Women In Government, Inc., and recognizing June 14 through 18, 1995, as "Florida Women in Government Week."

—was referred to the Committee on Rules and Calendar.

By Senator Dantzler—

SB 2912—A bill to be entitled An act relating to real property; creating the Florida Real Property Protection Act; providing remedies for real property owners whose property has been inordinately burdened by governmental action; providing exceptions; providing an effective date.

—was referred to the Committees on Judiciary; Community Affairs; and Ways and Means.

By Senator Crist—

SB 2914—A bill to be entitled An act relating to criminal appeals and collateral review of criminal proceedings; creating the "Criminal Appeal Reform Act of 1995"; retitling chapter 924, relating to appeals, as "Criminal Appeals and Collateral Review"; amending s. 924.05, F.S.; making only direct appeals under chapter 924 a matter of right; creating s. 924.051, F.S.; providing legislative intent and definitions; providing guidelines and terms and conditions of appeals and collateral review in criminal cases; limiting direct appeals to allegations of prejudicial or fundamental error; requiring appellants to demonstrate jurisdiction of appellate court before consideration of merits; prohibiting collateral relief on grounds which were or could have been raised at trial and, if properly preserved, on direct appeal; placing a 2-year limitation on filing for collateral relief, with exceptions; placing burden of demonstrating prejudicial error on party challenging ruling of trial court; requiring appellate courts to rule on issues in state's cross-appeals; prohibiting use of public funds, resources, or employees in appellate or collateral proceedings unless such use is constitutionally or statutorily mandated; amending s. 924.06, F.S.; revising criteria for appeal of illegal sentence; eliminating appeals of sentences outside sentencing guidelines; limiting right to appeal of defendants who plead guilty or nolo contendere; creating s. 924.066, F.S.; limiting applications for collateral relief and providing that there is no right to a court-appointed lawyer in noncapital collateral proceedings; amending s. 924.07, F.S.; limiting state's appeal of sentences to sentences below statutory minimum; repealing s. 924.33, F.S., relating to limitations on reversal of modifications of judgment; amending s. 924.37, F.S.; removing a provision requiring appellate court to decide issues appealed by state; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; and Ways and Means.

By Senator Crist—

SB 2916—A bill to be entitled An act relating to the district courts of appeal; amending s. 35.21, F.S.; eliminating the bond requirement for the clerks of the district courts of appeal; amending s. 35.26, F.S.; eliminating the bond requirement for the marshals of the district courts of appeal; providing an effective date.

—was referred to the Committees on Judiciary; and Ways and Means.

By Senator Crist—

SB 2918—A bill to be entitled An act relating to the Department of Legal Affairs; repealing ss. 16.54, 16.55, F.S., relating to the Florida Crime Prevention Training Institute in the department; amending ss. 812.1725, 812.173, 812.174, 812.175, F.S., and repealing s. 812.176, F.S.; eliminating the department's responsibilities with respect to convenience business security; transferring certain functions with respect to convenience business security to state attorneys; providing an effective date.

—was referred to the Committees on Criminal Justice; Judiciary; and Ways and Means.

By Senator Crist—

SB 2920—A bill to be entitled An act relating to motor vehicle sales warranties; transferring responsibility for administering the Motor Vehicle Warranty Enforcement Act from the Division of Consumer Services of the Department of Agriculture and Consumer Services to the Department of Legal Affairs; amending ss. 681.102, 681.103, 681.108, 681.109, 681.1095, 681.112, F.S.; conforming provisions to reflect the transfer of responsibilities; amending s. 681.117, F.S.; deleting a provision for transferring funds to the Division of Consumer Services; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; Judiciary; and Ways and Means.

By Senator Crist—

SB 2922—A bill to be entitled An act relating to sentencing; amending s. 775.084, F.S.; providing for an investigation prior to the sentencing of a habitual felony offender or habitual violent felony offender to be conducted at the discretion of the court; amending s. 921.0014, F.S.; deleting a requirement that the Probation Services Office prepare a scoresheet for the defendant for purposes of sentencing; repealing s. 903.03(2), F.S., relating to investigations conducted by the Department of Corrections prior to a defendant's release on bail; repealing ss. 921.231(1)(d)-(k), 948.015(4)-(11), F.S., relating to investigations conducted by the Department of Corrections prior to sentencing; providing an effective date.

—was referred to the Committees on Criminal Justice; and Ways and Means.

By Senator Crist—

SB 2924—A bill to be entitled An act relating to crime reports; repealing s. 943.05(2)(d), F.S., relating to the crime information system administered by the Division of Criminal Justice Information Systems within the Department of Law Enforcement; providing an effective date.

—was referred to the Committees on Criminal Justice; and Ways and Means.

By Senator Crist—

SB 2926—A bill to be entitled An act relating to county and municipal jails; amending s. 20.315, F.S.; deleting a requirement for the inspector general within the Department of Corrections to inspect jails; repealing s. 951.02, F.S., relating to jail inspections by state prison inspectors; providing an effective date.

—was referred to the Committees on Criminal Justice; Community Affairs; and Ways and Means.

By Senator Williams—

SB 2928—A bill to be entitled An act relating to the local option fuel tax for county transportation systems; amending s. 336.025, F.S.; revising provisions that authorize certain counties to use tax proceeds for infrastructure; authorizing such counties to use a portion of the proceeds to pay a court-ordered refund of special assessments; authorizing pledge of

such proceeds for bonded indebtedness not exceeding 15 years to pay such refund; providing for severability; providing an effective date.

—was referred to the Committees on Transportation; Community Affairs; and Ways and Means.

By Senator Williams—

SB 2930—A bill to be entitled An act relating to the state group insurance program; amending s. 110.123, F.S.; providing definitions; authorizing the Agency for Health Care Administration to offer state employee health insurance through preferred-provider organizations, health maintenance organizations, exclusive-provider organizations, point-of-service products, and indemnity plans; requiring that certain insurance providers be included in the supplemental insurance benefit plan; revising the contribution structure for the state group health insurance plan; providing an effective date.

—was referred to the Committees on Governmental Reform and Oversight; Banking and Insurance; and Ways and Means.

By Senator Childers—

SM 2932—A memorial urging full concurrent receipt of military longevity retired pay and service-connected disability compensation benefits.

—was referred to the Committee on Rules and Calendar.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Judiciary and Senator Grant—

CS for SB 228—A bill to be entitled An act relating to video games; requiring the posting of the rating by the Entertainment Software Rating Board upon the packaging of each video game or video game software sold, rented, or loaned for consideration; requiring the packaging of each unrated video game or video game software to be marked as not rated; requiring businesses to display posters explaining the video game rating categories; prohibiting persons from allowing minors access to certain coin operated video games; providing criminal penalties; providing for the future expiration of the act and legislative review in advance thereof; providing an effective date.

By the Committee on Governmental Reform and Oversight; and Senator Wexler—

CS for SB 282—A bill to be entitled An act relating to the Joint Legislative Management Committee; creating s. 11.0432, F.S.; directing the committee to make certain information available to the public in electronic form; providing means of access to such information; prohibiting certain fees; providing that no action taken pursuant to the act shall alter or relinquish certain rights; providing an effective date.

By the Committee on Criminal Justice and Senator Rossin—

CS for SB 310—A bill to be entitled An act relating to criminal prosecution; providing for two or more offenses that are similar, based on the same act, or part of a common scheme or plan to be part of the same indictment or information; providing for two or more defendants who have participated in the same act or series of acts to be charged in the same indictment or information; providing for related offenses to be consolidated for the purpose of trial; providing for dismissing related offenses after trial; providing circumstances under which the court may sever charges that are part of a single indictment or information; providing circumstances under which the court may order the severance of defendants and provide for separate trials; amending s. 775.021, F.S.; clarifying legislative intent with respect to criminal offenses that constitute one criminal episode or transaction; defining the term "necessary lesser included offense" for purposes of such clarification; repealing Rules 3.150, 3.151, 3.152, Florida Rules of Criminal Procedure, relating to joinder of offenses and defendants, consolidation of related offenses, and severance of offenses and defendants, repealing Category II of the Schedule of Lesser Included Offenses; providing for severability; providing a contingent effective date.

By the Committee on Governmental Reform and Oversight; and Senator Dyer—

CS for SB 714—A bill to be entitled An act relating to the public property and buildings; amending s. 255.05, F.S.; revising provisions with respect to a claimant against the bond of a contractor constructing public buildings; authorizing a materialman to assign his rights against the bond under certain circumstances; creating s. 255.0525, F.S.; requiring that the solicitation of bids or proposals for certain construction projects be advertised; prohibiting the division of projects to avoid advertising requirements; amending s. 180.24, F.S.; requiring the advertising of certain municipal contracts; requiring advertising of certain contracts by a municipality for the purchase or lease of certain materials or equipment; providing an effective date.

By the Committee on Criminal Justice and Senators Dyer and Burt—

CS for SB's 716 and 1686—A bill to be entitled An act relating to criminal justice information; amending s. 943.05, F.S.; revising duties of the Division of Criminal Justice Information Systems of the Florida Department of Law Enforcement with respect to crime reports; amending s. 943.0585, F.S.; revising guidelines relating to court orders for expunction of criminal history records; revising criteria for issuance of certificate of eligibility for expunction; specifying circumstances under which cause of action does not arise against a criminal justice agency for failure to comply with an expunction order; providing for disclosure to criminal justice agencies of certain information relating to expunged criminal history records; amending s. 943.059, F.S.; revising guidelines for court-ordered sealing of criminal history records; revising requirements for petition to seal a criminal history record; specifying circumstances under which a cause of action does not arise against a criminal justice agency for failure to comply with a sealing order; providing an effective date.

By the Committee on Governmental Reform and Oversight; and Senators Harden, Rossin, Brown-Waite, Grant, Williams and Bronson—

CS for SB 740—A bill to be entitled An act relating to rulemaking; creating the Risk-Based Priority Council to recommend guidelines to the Governor, the Legislature, and agencies in implementing the act; providing membership of the council; requiring the council to submit reports; requiring agencies to cooperate with the council; providing for the council to be assigned to the Joint Legislative Management Committee for purposes of administration; providing for expiration of the council; amending s. 120.54, F.S.; defining the term "agency" for purposes of the act; requiring agencies to adopt risk-impact statements after a specified date for certain rules that are proposed for adoption, review, or amendment; specifying provisions that must be included in a risk-impact statement; providing that failure to prepare a risk-impact statement or properly publish notice may be the basis upon which to invalidate the rule; providing an effective date.

By the Committee on Judiciary—

CS for SB 764—A bill to be entitled An act relating to the Public Records Modernization Trust Fund; amending s. 11.45, F.S.; requiring an annual audit of the trust fund as part of each county audit; requiring the Auditor General to annually report a summary of the audits of the trust fund to the Legislature; amending s. 28.24, F.S., which specifies instruments for which a service charge is imposed by the clerks of the circuit courts upon filing in the official records; exempting certain records from the payment of fees to be deposited in the trust fund; providing for transfers from the trust fund to the clerk of circuit court in certain counties; prohibiting expenditures from the trust fund for certain purposes; requiring the clerks of the circuit court to report on the trust fund to the Legislature; revising reporting requirements; extending the scheduled expiration of the trust fund; providing for the expiration of the trust fund and legislative review of the trust fund before the expiration date; providing an effective date.

By the Committee on Governmental Reform and Oversight; and Senators Weinstein, Johnson, Sullivan and Jenne—

CS for SB 778—A bill to be entitled An act relating to motor vehicle leasing; creating the "Motor Vehicle Lease Disclosure Act"; providing that the act does not supersede other specified laws or rules; providing definitions; requiring that a retail lessor of a motor vehicle make certain disclosures to the lessee; requiring the lease agreement to include a form that contains specified information with respect to the cost of the transaction; requiring a trade-in vehicle to be identified in the lease agreement; providing an effective date.

By the Committee on Governmental Reform and Oversight; and Senators Harden, Jones, Sullivan, Forman, Dyer, Latvala and Meadows—

CS for SB 814—A bill to be entitled An act relating to geographic information sharing; amending s. 282.403, F.S.; creating the Florida Geographic Information Council; providing purposes; providing a definition; providing for membership; providing for meetings of the council; providing duties of the council; requiring an annual report; repealing s. 282.402, F.S., relating to the Florida Growth Management Data Communications Network; providing an effective date.

By the Committee on Health and Rehabilitative Services; and Senator Forman—

CS for SB 954—A bill to be entitled An act relating to adult congregate living facilities; amending s. 400.402, F.S.; modifying the definition of "administrator," "mental health resident," and "service plan"; amending s. 400.407, F.S.; deleting a limited mental health license; elimination certain fees; increasing biennial license fees; requiring inspection fees in certain instances; providing a waiver of local government fees; creating s. 400.4075, F.S.; establishing requirements for a limited mental health license; amending s. 400.408, F.S.; providing that penalties for certain referrals apply only when an admissions moratorium is in effect; amending s. 400.411, F.S.; making ch. 419, F.S., applicable to part III, ch. 400, F.S.; requiring proof of legal right to occupy property; requiring proof of a firesafety inspection; amending s. 400.412, F.S.; requiring proof of legal right to occupy a property by a transferee; amending s. 400.414, F.S.; allowing the agency to take action against a facility for intentional or negligent acts pertaining to firesafety standards; requiring compliance with firesafety orders; specifying a time frame within which a hearing officer must render a decision with regard to an administrative hearing; amending s. 400.417, F.S.; requiring proof of a firesafety inspection for license renewal; amending s. 400.4176, F.S.; requiring background screening on all new administrators; amending s. 400.418, F.S.; providing for disposition of inspection fees; amending s. 400.428, F.S.; providing for inspections and investigations; amending s. 400.441, F.S.; requiring the adoption of quality resident-care standards; specifying a national fire code to be enforced; requiring certain facilities to have an automatic sprinkler system; specifying a time frame for installation of an automatic sprinkler system for certain facilities; requiring an annual fire inspection by the local fire marshal; requiring certain facilities to be staffed 24 hours every day; amending s. 400.444, F.S.; requiring compliance with uniform firesafety standards when constructing or renovating a facility; amending s. 400.452, F.S.; adding a topic to the core educational requirement; requiring certain training; modifying the exemption from paying a training fee; eliminating a requirement that the department provide certain training; creating s. 400.456, F.S.; requiring the agency to establish standards of good moral character; requiring background screening for certain individuals; providing for an exemption; providing penalties; creating a pilot project for a rating system for facilities that accept state-supported residents; creating an ACLF advisory committee; requiring that the agency rate facilities; creating an adult congregate living facility fire prevention loan program; providing an effective date.

By the Committee on Judiciary and Senators Jones and Weinstein—

CS for SB 978—A bill to be entitled An act relating to dissolution of marriage, support, and custody; amending s. 61.075, F.S.; revising language with respect to the equitable distribution of marital assets and liabilities; amending s. 61.13, F.S.; providing that the circuit court in the county in which either parent and the child reside or the circuit court in

which the original award of custody was entered have jurisdiction to modify an award of child custody; amending s. 61.181, F.S.; specifying persons upon whom a fee may be assessed; amending s. 61.30, F.S.; providing, with respect to gross income for child support purposes, that gross income includes court-ordered spousal support in the marriage before the court; providing that an allowable deduction from gross income shall be spousal support paid pursuant to a court order from a previous marriage or the marriage before the court; revising provisions with respect to minimum child support awards; amending s. 742.031, F.S.; providing for determining the primary residential care and custody of a child when a judgment of paternity contains no explicit award of custody; amending s. 744.301, F.S.; providing a presumption that the mother of a child born out of wedlock is the child's primary residential parent; providing that specified provisions apply to past and future support orders; providing effective dates.

By the Committee on Natural Resources and Senators Burt, Beard, Thomas, Johnson, Williams and Bronson—

CS for SB 1028—A bill to be entitled An act relating to the Environmental Regulation Commission; amending s. 20.255, F.S., amending s. 403.804, F.S.; providing items to be considered by the commission in exercising its authority; restricting the commission from establishing policies, priorities, plans or directives; amending s. 403.805, F.S.; specifying that the Secretary of the Department of Environmental Protection has rulemaking authority; requiring the secretary to submit rules containing standards to the commission; providing an effective date.

By the Committee on Judiciary and Senator Dyer—

CS for SB 1046—A bill to be entitled An act relating to financial responsibility with respect to the operation of motor vehicles; amending s. 324.201, F.S.; amending the circumstances in which a law enforcement officer may seize the license plate of a motor vehicle; creating s. 324.032, F.S.; providing for manner of proving financial responsibility; providing an effective date.

By the Committee on Judiciary and Senator Dudley—

CS for SB 1372—A bill to be entitled An act relating to justice system costs and revenues; creating s. 218.325, F.S.; providing for a uniform chart of accounts and financial reporting for court and justice system costs and revenues; providing criteria; creating the Uniform Chart of Accounts Development Committee; providing duties of the committee; providing for membership on the committee; providing for per diem and travel; providing for certain groups to assist the committee; requiring a report; providing an appropriation; requiring the Comptroller to adopt a rule implementing the Uniform Chart of Accounts; providing an effective date.

By the Committee on Community Affairs and Senator Turner—

CS for SB 1604—A bill to be entitled An act relating to multijurisdictional tourism, sports, and entertainment districts; repealing ch. 191, F.S., relating to the creation of such districts; providing an effective date.

By the Committee on Transportation and Senator Harden—

CS for SB 1680—A bill to be entitled An act relating to drivers' licenses; amending s. 322.271, F.S.; revising the conditions under which a person whose driving privilege has been permanently revoked for specified offenses may apply for reinstatement; allowing the court the option of requiring the use of an interlock system; providing an effective date.

By the Committee on Community Affairs and Senator Harden—

CS for SB 1814—A bill to be entitled An act relating to community development districts; amending s. 190.009, F.S.; revising the requirements pertaining to disclosure of public financing of such districts; amending s. 190.012, F.S.; expanding the powers of such districts; amending s. 190.013, F.S.; revising the method by which districts adopt water

management and control plans; amending s. 190.033, F.S.; revising the requirements whereby districts obtain bids; providing an exemption for perishable items; amending s. 190.035, F.S.; revising requirements pertaining to fees, rentals, and other charges; amending s. 190.048, F.S.; revising the disclosure statement provided to purchasers of real property; providing for the recording of a notice of establishment; requiring each district to file such notice; providing an effective date.

By the Committee on Natural Resources and Senators Latvala, Myers, Williams, Bronson and McKay—

CS for SB 1866—A bill to be entitled An act relating to mangrove preservation; creating ss. 403.9321-403.9332, F.S., and amending and renumbering s. 403.938, F.S.; creating the "Mangrove Preservation Act"; providing legislative findings; providing legislative intent; providing for delegation of mangrove protection to local governments; providing for rules of the Department of Environmental Protection; providing definitions; providing exemptions from permitting requirements; providing for general permits; requiring a permit for alteration of mangroves; providing for standards and procedures for issuance of permits; providing for professional mangrove trimmers; providing applicability of the act; providing for rules and enforcement; providing for mitigation and policies; providing applicable penalties; providing for variances; repealing ss. 403.93, 403.931, 403.9311, 403.932, 403.933, 403.935, 403.936, F.S., relating to permit procedures for alteration of mangroves, and restoration of unlawfully altered mangroves; providing an effective date.

By the Committee on Banking and Insurance; and Senators Crist and Grant—

CS for SB's 2030 and 2144—A bill to be entitled An act relating to public adjusters; amending s. 626.854, F.S.; deleting a provision that public adjusters act for another person; creating an exemption; prohibiting negotiation of claims for bodily injury, death, or noneconomic damages; prohibiting the giving of legal advice; defining the term "insured"; creating s. 626.8698, F.S.; providing disciplinary guidelines; providing an effective date.

By the Committee on Governmental Reform and Oversight; and Senators Rossin, Wexler, Johnson and Jenne—

CS for SB 2090—A bill to be entitled An act relating to investment of public funds; creating s. 218.415, F.S.; requiring that certain investment activity of units of local government shall be consistent with a written investment plan; providing for establishment of certain investment policies which place priority on the safety of principal and liquidity of funds; providing scope; providing for investment objectives; providing for performance measurement; requiring a description of the level of prudence and ethical standards to be followed; providing for listing of authorized investments; providing for establishment of maturity and liquidity requirements; providing for portfolio composition; providing for appropriate diversification to minimize risk; providing for specification of authorized investment institutions and dealers; providing for third-party custodial agreements; providing for repurchase agreements; providing for competitive bidding; providing for establishment of internal controls and operational procedures; providing for reports; specifying alternative investment guidelines to apply where there is no investment plan; amending s. 218.403, F.S.; redefining the term "unit of local government" to include county constitutional officers; amending ss. 125.31, 166.261, 218.345, 219.075, and 236.24, F.S., relating to investment of local government surplus funds by counties, municipalities, special districts, county officers, and district school boards, to conform; providing an effective date.

By the Committee on Governmental Reform and Oversight; and Senator Dyer—

CS for SB 2214—A bill to be entitled An act relating to athletic trainers; revising part XIV of chapter 468, F.S., relating to the regulation of athletic trainers; amending s. 468.70, F.S.; revising legislative findings and intent; amending and renumbering s. 468.71, F.S., revising and providing definitions; creating s. 468.703, F.S.; creating the Council of Athletic Training and providing its duties; providing for appointment of

members, establishment of terms, and compensation and reimbursement for expenses; amending and renumbering s. 468.73, F.S.; revising rule-making authority; creating s. 468.707, F.S.; requiring licensure of athletic trainers and providing qualifications and requirements therefor; creating s. 468.709, F.S.; providing fees; creating s. 468.711, F.S.; providing for license renewal and continuing education; creating s. 468.713, F.S.; providing responsibilities of athletic trainers; creating s. 468.715, F.S.; prohibiting sexual misconduct in the practice of athletic training; creating s. 468.717, F.S.; specifying violations and providing penalties therefor; creating s. 468.719, F.S.; providing disciplinary actions and the grounds therefor; creating s. 468.721, F.S.; providing a saving clause for registered athletic trainers; amending and renumbering s. 468.75, F.S.; revising and providing exemptions to the part; repealing ss. 468.72 and 468.74, F.S., relating to athletic trainer registration and the Athletic Training Regulatory Task Force; amending s. 232.435, F.S., relating to teacher athletic trainers, to clarify exemption from licensure requirements; amending s. 455.2228, F.S.; requiring instruction on human immunodeficiency virus and acquired immune deficiency syndrome as a part of biennial relicensure; providing an effective date.

By the Committee on Transportation and Senator Beard—

CS for SB 2232—A bill to be entitled An act relating to highway safety and motor vehicles; amending s. 316.1932, F.S.; providing that a person who operates a motor vehicle gives consent to submit to a field sobriety test; providing that field-sobriety testing may include use of approved testing devices; amending s. 316.2074, F.S.; providing for the use of all-terrain vehicles on beaches designated as public roadways by law enforcement agencies; amending s. 316.615, F.S.; providing for the use of restraining devices in certain vehicles; amending s. 319.21, F.S.; exempting a surviving spouse from certain title requirements; amending s. 319.22, F.S.; providing that a surviving spouse may sell or transfer the title issued to the deceased spouse; amending s. 319.28, F.S.; providing that a surviving spouse may sell or transfer certain vehicles titled in the name of a deceased spouse; amending s. 320.02, F.S.; providing for voluntary contributions on vehicle registration applications; amending s. 320.05, F.S.; providing for free electronic access to registration data from tax collectors' offices; authorizing governmental entities to receive certain information at no charge; amending s. 320.08, F.S.; providing for license taxes with respect to certain all-terrain vehicles, electric and solar powered vehicles, and manufacturers' prototype or test vehicles; amending s. 320.77, F.S.; providing for a mobile home dealer's license; creating s. 320.771, F.S.; creating a recreational vehicle dealer's license; amending s. 320.822, F.S.; conforming references; defining "recreational vehicle dealer"; defining "recreational vehicle manufacturer"; amending ss. 319.001, 320.131, 320.27, 320.28, 320.865, 325.202, 325.203, 325.213, F.S.; conforming references; amending s. 321.25, F.S.; authorizing the department to charge tuition and other fees at the Florida Highway Patrol Academy; amending s. 322.01, F.S.; specifying vehicles that constitute passenger vehicles; amending s. 322.04, F.S., removing certain license qualifications for nonresidents; amending s. 322.051, F.S.; providing for digital imaging on drivers' licenses; amending s. 322.14, F.S.; providing for digital imaging on drivers' licenses; amending s. 322.141, F.S., deleting references to photographic backdrop; amending s. 322.142, F.S.; providing for digital imaging on driver's licenses and for the maintenance of records by the department; amending s. 322.17, F.S.; providing fees for a driver's license change-of-address sticker; amending s. 322.18, F.S., authorizing consecutive license extensions; amending s. 322.19, F.S.; providing for a driver's license change-of-address sticker; amending s. 322.291, F.S.; deleting the requirement that certain persons pass the driver's license examination for drivers' license reinstatement; amending s. 322.25, F.S.; providing that nolo contendere pleas to any alcohol-related or drug-related traffic offense is equivalent to a conviction; creating s. 325.35, F.S.; authorizing the department to expend funds and cooperate with other agencies and private organizations for a public awareness campaign; amending s. 325.203, F.S.; revising the period to obtain a waiver for a vehicle inspection certificate; repealing s. 320.02(15), F.S., which provides for a voluntary contribution; providing an effective date.

By the Committee on Education and Senators McKay, Kirkpatrick, Sullivan and Harden—

CS for SB 2396—A bill to be entitled An act relating to education; creating the "Charter School Program Act"; providing legislative findings; providing for district school boards to authorize the creation of charter

schools; providing for a charter school to be operated by a board of trustees; providing requirements for an application to operate a charter school; providing that a school board's decision to grant, deny, or terminate a charter is not subject to review under ch. 120, F.S.; prescribing powers and duties of a charter school and a board of trustees; providing requirements for a charter school in limiting admissions and giving preference for enrollment; authorizing the Commissioner of Education to exempt a charter school from certain rules; providing for funding charter schools; prescribing rights and duties of employees of charter schools; providing requirements for resolving complaints; providing circumstances under which a school board may refuse to renew a charter or revoke a charter; requiring the Department of Education to provide information; providing for a state university to grant charter status to a developmental research school; authorizing the State Board of Education to adopt rules; requiring the Commissioner of Education to evaluate the charter schools; providing for start-up grants for charter schools; authorizing the creation of charter technical institutes; prescribing powers and duties of the Commissioner of Education, the Department of Education, the district school boards, and the Jobs and Education Partnership with respect to charter technical institutes; prescribing powers and duties of charter technical institutes and their boards of trustees; providing for funding charter technical institutes; prescribing rights and duties of employees of charter technical institutes and of district school board employees working at charter technical institutes; providing for resolution of complaints; providing for revocation of a charter; providing for rules; amending s. 236.081, F.S.; providing for calculating school district funding resulting from a drop in enrollment based on student transfers to a charter technical institute; providing an effective date.

By the Committee on Governmental Reform and Oversight; and Senators Burt and Forman—

CS for SB 2448—A bill to be entitled An act relating to disposition of federal funds; amending s. 14.23, F.S.; clarifying legislative intent; amending s. 216.102, F.S.; requiring state agencies and the judicial branch to record the receipt of federal funds; providing requirements for access to such funds; providing additional duties of the Comptroller relating to financial statements; creating s. 216.103, F.S.; requiring agencies receiving federal funds to designate a coordinating official; requiring the creation and maintenance of an inventory of certain programs; requiring a process for collecting, assimilating, and evaluating information on federal funds received; requiring a process to identify and monitor opportunities relating to federal grant-in-aid programs; amending s. 216.151, F.S.; requiring the Executive Office of the Governor to make a detailed study of state agencies for certain purposes; requiring the office to consult with the Office of State-Federal Relations for certain purposes; amending s. 216.212, F.S.; requiring the Comptroller and the Executive Office of the Governor to develop and maintain certain compatibility measures; providing an effective date.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had filed with the Secretary of State SB 1218, SB 1220, SB 1222, SB 1224, SB 1226, SB 1228, SB 1236, SB 1238, SB 1240, SB 1242, SB 1244, SB 1246, SB 1248, SB 1250, SB 1252, SB 1254, SB 1256, SB 1258, SB 1260, SB 1262, SB 1264, SB 1266, SB 1268, SB 1270, SB 1272, SB 1274 and SB 1276, which became law without his signature on March 31, 1995.

APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:

The Secretary of State has certified that pursuant to the provisions of Section 114.05, Florida Statutes, certificates subject to confirmation by the Senate had been prepared for the following:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Board of Accountancy Appointee: MacNamara, David C., Jacksonville	10/31/98
Board of Architecture and Interior Design Appointee: Rosier, Wayne, Tampa	10/31/97
Florida Citrus Commission Appointees: Davis, Joe L., Sr., Wauchula Diveley, Kenneth Ralph, Bradenton Owens, William Emmons, Palm City	05/31/98 05/31/98 05/31/98

<i>Office and Appointment</i>	<i>For Term Ending</i>	<i>Office and Appointment</i>	<i>For Term Ending</i>
Paul, Margaret West, Winter Haven	05/31/98	Pinellas-Anclote River Basin Board of the Southwest Florida Water Management District	
Escambia County Civil Service Board		Appointee: Spigelman, Adelle Levin, Holiday	03/01/96
Appointee: Alfred, William Thomas,	02/15/95 02/15/99	Withlacoochee River Basin Board of the Southwest Florida Water Management District	
Florida Commission on Community Service		Appointee: Vogel, John Thomas, San Antonio	03/01/97
Appointee: Lackman, George Edward, Jr., Odessa	09/14/96	Governing Board of the Suwannee River Water Management District	
Board of Trustees of Valencia Community College		Appointees: Crow, Ann M., Wellborn	03/01/99
Appointees: Manning, Edward James, Orlando	05/31/98	Griner, Lynetta Usher, Fanning Springs	03/01/99
Tompkins, Marcia McDugald,			
Kissimmee	05/31/98		
Construction Industry Licensing Board			
Appointee: Nagin, Robert Daniel, Clearwater	10/31/98		
Florida Corrections Commission			
Appointees: Dunn, Edgar M., Jr., Ormond Beach	06/30/98		
Nichols, Katie Cowles, Tierra Verde	06/30/98		
Electrical Contractors' Licensing Board			
Appointees: Johnson, Errol W. S., Longwood	10/31/98		
Small, Rachel (Rae) J., Cedar Key	10/31/98		
Board of Professional Engineers			
Appointee: Martinez, Pedro Octavio, Miami	10/31/98		
Game and Fresh Water Fish Commission			
Appointee: Kibler, Thomas Bryant, Lakeland	01/05/00		
Board of Medicine			
Appointees: Cerda, James J., Gainesville	10/31/98		
Winchester, Gary Edwin, Tallahassee	10/31/98		
Board of Opticianry			
Appointee: Wooten, Stanley Eugene, Sarasota	10/31/98		
Board of Directors, Prison Rehabilitative Industries and Diversified Enterprises, Inc.			
Appointee: Humphries, Frederick S., Tallahassee	09/30/95		
State Retirement Commission			
Appointees: Roberts, Dorothy Brooks, Tallahassee	12/31/97		
Whitelock, Pamela Love, Panama City	12/31/97		
Florida Commission on Tourism			
Appointee: Bruner, Maxwell Joseph, Mary Esther	06/30/98		
Referred to the Committee on Executive Business, Ethics and Elections.			
Board of Regents			
Appointees: Daniel, Charlton Bradford, Jr., Gainesville	01/01/01		
McLin, Gwendolyn Ford,			
Okahumpka	01/01/01		
Referred to the Committees on Higher Education and Executive Business, Ethics and Elections.			
Governing Board of the Northwest Florida Water Management District			
Appointees: Eubanks, Bennett Thomas III,	03/01/99		
Blountstown	03/01/99		
Fletcher, Edward Hentz, Jr., Quincy	03/01/99		
Griswold, Martin Copeland, Milton	03/01/99		
Howell, Robert Lee, Apalachicola	03/01/99		
Willson, George W., Jr., Tallahassee	03/01/99		
Governing Board of the St. Johns River Water Management District			
Appointee: Williams, James H., Ocala	03/01/99		
Governing Board of the South Florida Water Management District			
Appointee: Hammond, William Frank, Ft. Myers	03/01/99		
Governing Board of the Southwest Florida Water Management District			
Appointee: Law, Curtis L., Land O'Lakes	03/01/99		

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Natural Resources recommends that the Senate confirm the appointments made by the Governor of James H. Williams as a member of the Governing Board of the St. Johns River Water Management District for a term ending March 1, 1999; and William F. Hammond as a member of the Governing Board of the South Florida Water Management District for a term ending March 1, 1999.

The appointments contained in the foregoing report were referred to the Committee on Executive Business, Ethics and Elections under the original reference.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable James A. Scott, President

I am directed to inform the Senate that the House of Representatives has passed CS for HB 49, HB 605, HB 811, HB 817, HB 887, HB 2115 and requests the concurrence of the Senate.

John B. Phelps, Clerk

By the Committee on Insurance and Representative Geller and others—

CS for HB 49—A bill to be entitled An act relating to public adjusters; amending s. 626.854, F.S.; limiting authority of public adjusters who are acting on behalf of or aiding a person in negotiating or settling certain claims; providing an exception; providing an effective date.

—was referred to the Committees on Banking and Insurance; and Judiciary.

By the Committee on Governmental Operations and Representative Lawson—

HB 605—A bill to be entitled An act relating to confidentiality of records relating to the family services response system; amending s. 415.50175, F.S., which provides an exemption from public records requirements for records of the Department of Health and Rehabilitative Services under the system; revising the exemption and saving it from repeal; providing for future review and repeal; revising requirements relating to access to such records for research or statistical purposes; providing an effective date.

—was referred to the Committee on Health and Rehabilitative Services.

ROLL CALLS ON SENATE BILLS

By the Committee on Governmental Operations and Representative Lawson—

HB 811—A bill to be entitled An act relating to confidentiality of information held by the Department of Environmental Protection, local governments, and the Florida Packaging Council; amending s. 403.074, F.S., which provides an exemption from public records requirements for proprietary information obtained by the department during onsite visits relating to pollution prevention; reenacting s. 403.7046(2) and (3)(b), F.S., which provide exemptions from public records requirements for trade secrets concerning recovered materials obtained by the department and local governments; amending s. 403.7199, F.S., which provides an exemption from public records requirements for trade secrets obtained by the Florida Packaging Council; saving such exemptions from repeal; providing an effective date.

—was referred to the Committee on Natural Resources.

By the Committee on Governmental Operations and Representative Lawson—

HB 817—A bill to be entitled An act relating to confidentiality of information relating to substance abuse service providers; reenacting s. 397.419(7), F.S., which provides an exemption from public records requirements for records of such providers obtained by the Department of Health and Rehabilitative Services to determine compliance with quality assurance requirements, and an exemption from public meeting requirements for meetings of quality assurance program committees that relate to quality assurance activities; saving such exemptions from repeal; amending s. 397.451, F.S., which provides an exemption from public records requirements for specified information obtained in connection with background checks of personnel of such providers; providing an effective date.

—was referred to the Committee on Health and Rehabilitative Services.

By the Committee on Governmental Operations and Representative Lawson—

HB 887—A bill to be entitled An act relating to confidentiality of information relating to motor vehicle emissions inspection stations; amending s. 325.207, F.S., which provides exemptions from public records requirements for certain information in sealed bids or proposals for operation of such stations, and for proprietary confidential business information contained in records received from contractors by the Department of Highway Safety and Motor Vehicles or the Department of Environmental Protection; saving such exemptions from repeal; providing an effective date.

—was referred to the Committee on Transportation.

By the Committee on Appropriations and Representative Ritchie—

HB 2115—A bill to be entitled An act making supplemental appropriations; providing moneys for the annual period beginning July 1, 1994, and ending June 30, 1995, to pay salaries, overtime and other expenses, and for other specified purposes of the Department of Corrections; transferring funds from the Working Capital Fund to the General Revenue Fund; providing an effective date.

—was referred to the Committee on Ways and Means.

RETURNING MESSAGES—FINAL ACTION

The Honorable James A. Scott, President

I am directed to inform the Senate that the House of Representatives has passed Senate Bills 1082, 1784, 1788 and 1854.

John B. Phelps, Clerk

The bills contained in the foregoing message were ordered enrolled.

CS for SB 2396—Amendment 13

Yeas—16

Dantzler	Holzendorf	Kurth	Thomas
Dyer	Jenne	Meadows	Turner
Forman	Johnson	Rossin	Weinstein
Hargrett	Jones	Silver	Wexler

Nays—24

Mr. President	Casas	Gutman	Latvala
Bankhead	Childers	Harden	McKay
Beard	Crist	Harris	Myers
Bronson	Diaz-Balart	Horne	Ostalkiewicz
Brown-Waite	Dudley	Jennings	Sullivan
Burt	Grant	Kirkpatrick	Williams

CS for SB 2396—Amendment 20A

Yeas—17

Bankhead	Crist	Harden	Ostalkiewicz
Beard	Diaz-Balart	Horne	Williams
Bronson	Dudley	Latvala	
Casas	Grant	McKay	
Childers	Gutman	Myers	

Nays—21

Brown-Waite	Holzendorf	Kurth	Turner
Burt	Jenne	Meadows	Weinstein
Dantzler	Jennings	Rossin	Wexler
Dyer	Johnson	Silver	
Forman	Jones	Sullivan	
Hargrett	Kirkpatrick	Thomas	

CS for SB 2396

Yeas—33

Mr. President	Dantzler	Horne	Ostalkiewicz
Bankhead	Diaz-Balart	Jenne	Rossin
Beard	Dudley	Jennings	Sullivan
Bronson	Dyer	Jones	Thomas
Brown-Waite	Grant	Kirkpatrick	Wexler
Burt	Gutman	Kurth	Williams
Casas	Harden	Latvala	
Childers	Hargrett	McKay	
Crist	Harris	Myers	

Nays—7

Forman	Johnson	Silver	Weinstein
Holzendorf	Meadows	Turner	

ENROLLING REPORTS

SB 1196, SB 1230, SB 1232, SB 1234 and SB 1280 have been enrolled, signed by the required Constitutional Officers and presented to the Governor on April 3, 1995.

Joe Brown, Secretary

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 30 was corrected and approved.

CO-SPONSORS

Senator Bankhead—SB 2454; Senator Brown-Waite—SB 2442; Senator Casas—CS for SB 1038; Senator Crist—CS for SJR 436; Senator Diaz-Balart—SB 1420; Senator Grant—SB 2208; Senator Harris—SB 1404, SB 2502; Senator Johnson—SB 2638; Senator Latvala—SB 1840; Senator Myers—SB 2442; Senator Sullivan—SB 2638; Senator Thomas—SB 1458; Senator Turner—SB 1836

RECESS

On motion by Senator Jennings, the Senate recessed at 12:45 p.m. for the purpose of holding committee meetings and conducting other Senate business until 10:00 a.m., Thursday, April 6.

SENATE PAGES

April 3-7

Susan Adams, Fellsmere; Andrea M. Austin, Jacksonville; Stephanie Cahan, Branford; Kristin Clair, Hollywood; Tina Cleveland, Palm Bay; Christy Deruise, Delray Beach; Tamisha Evans, Boca Raton; Dawn Goodman, Boca Raton; Deidre James, Fort Lauderdale; Stephanie McLeod, Homosassa; Scott Ogden, Palm Harbor; Kimberly Orlowski, Palm Bay; Shawn Quill, Miami; B. J. Rosen, West Palm Beach; Herman Russomanno, Miami; Tanya Stubbs, Boynton Beach; Erika Wasserman, Coral Springs; Travis Wells, Crystal River, Shirley Wiley, Miami